

JOE WARDY  
MAYOR



## CITY COUNCIL

SUSAN AUSTIN  
DISTRICT NO. 1

ROBERT A. CUSHING, JR.  
DISTRICT NO. 2

JOSE ALEXANDRO LOZANO  
DISTRICT NO. 3

JOHN F. COOK  
DISTRICT NO. 4

DANIEL S. POWER  
DISTRICT NO. 5

PAUL J. ESCOBAR  
DISTRICT NO. 6

VIVIAN ROJAS  
DISTRICT NO. 7

ANTHONY W. COBOS  
DISTRICT NO. 8

REGULAR COUNCIL MEETING  
COUNCIL CHAMBERS  
FEBRUARY 24, 2004  
9:00 A.M.

The City Council met in regular session at the above place and date. Mayor Joe Wardy present and presiding and the following Council Members answered roll call: Susan Austin, Robert A. Cushing, Jr., Jose Alexandro Lozano, John F. Cook, Daniel S. Power, Paul J. Escobar, Vivian Rojas, and Anthony W. Cobos. Absent: None. Meeting was called to order at 9:11 a.m. and the invocation was given by Pastor Albert J. Mays, followed by the Pledge of Allegiance to the Flag of the United States of America.

### MAYOR'S PROCLAMATIONS

1. ***FFA Week***
2. ***National Trio Day***
3. ***National Engineers Week***

No action was taken on the discussion on the City's position on the Court of Inquiry that was just commenced to investigate corruption and a possible cover-up of a rape at the El Paso Police Department.  
[Theresa Caballero]

NOTE: Item was moved into executive session, see motion below.

Ms. Theresa Caballero, attorney representing Ms. Hollibeck, requested the Mayor direct the City Attorney to withdraw its Motion in Opposition in reference to the Court of Inquiry and to withdraw the Motion to quash the subpoenas.

Representative Cobos asked Ms. Lisa A. Elizondo, City Attorney, if the City of El Paso had opposed the court proceedings.

Ms. Elizondo provided legal advice.

Motion made by Representative Power, seconded by Representative Cobos and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 9:39 a.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.076 to discuss any of the following:

Section 551.071	CONSULTATION WITH ATTORNEY
Section 551.072	DELIBERATION REGARDING REAL PROPERTY
Section 551.073	DELIBERATION REGARDING PROSPECTIVE GIFTS
Section 551.074	PERSONNEL MATTERS
Section 551.076	DELIBERATION REGARDING SECURITY DEVICES

- Discussion on the City's position on the Court of Inquiry that was just commenced to investigate corruption and a possible cover-up of a rape at the El Paso Police Department. [Theresa Caballero] (551.071)

Motion made by Representative Cook, seconded by Representative Power and unanimously carried to adjourn the Executive Session at 10:07 a.m. and reconvene the meeting of the City Council.

Representatives Escobar and Rojas were not present for the vote.

Mr. Edward Hernandez, attorney for Ms. Romelia Enriquez, commented on the second Court of Inquiry and allegations of harassment, interference and intimidation by El Paso Police Officers or toward his office staff, family, client, her family or any member of the ACLU would be reported as criminal acts to the Court of Inquiry.

Mayor Wardy stated that the Council Members appreciate the comments made by Ms. Caballero and Mr. Hernandez.

Ms. Caballero restated her request that the City file a Motion withdrawing the Motion in Opposition, show good faith in not opposing due process and that justice would be carried out, and to withdraw any Motion to quash any subpoenas issued.

Mr. Hernandez thanked the Council Members for their attention to the matter.

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No action was taken on the following item: In protection of freedom of speech. [Anita Blair]

Ms. Anita Blair, citizen, commented that all City Council meetings were recorded and added that she and Mr. Ray Gilbert were the City's watchdogs. She requested that there be honest people in government positions and named her selections for individuals running for various political offices.

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No action was taken on the following item: The need for proper management of our local recreation centers in order to attain the quality of life that is so often talked about. [R. Brooks Vandivort]

Mr. R. Brooks Vandivort, citizen, stated that he had met with Parks and Recreation administration and that an amicable resolution had been reached. He commented on his and his son's experiences at the Galatzan Recreation Center. He requested that the Mayor and Council consider budget considerations for the recreation centers. He noted that he was very active in the community and a current Board Member of the El Paso Empowerment Zone.

Representative Lozano suggested Mr. Vandivort become a Parks and Recreation Advisory Committee member.

Representative Rojas noted that citizens could meet with their respective Council Member to address their concerns.

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No action was taken on the following item: Recall abuses. [William F. Hart, Jr.]

Mr. Hart excused himself from speaking due to illness; however, Mr. Jaime O. Perez, citizen, read from the City Charter, Texas Election Code and other documents regarding recall issues and commented accordingly.

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Item: Discussion and action on supporting the El Paso Convention & Visitors Bureau to bid on the 2011 American Bowling Congress. [El Paso Convention & Visitors Bureau, Bill Blaziek]

## RESOLUTION

### BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

**THAT** the Mayor be authorized to sign a Letter of Intent to invite the 2011 American Bowling Congress to the City of El Paso, and that, in cooperative effort with the County of El Paso, the City of El Paso will commit to pledge \$250,000 in financial support and the use of the El Paso Convention Center as the host site.

Motion made by Representative Lozano, seconded by Representative Cushing and unanimously carried to approve the above Resolution.

Mr. Bill Blaziek, General Manager of the El Paso Convention Bureau ("CVB") and El Paso Convention and Performing Arts Centers, introduced Ms. Terri Todd, Director of Sales of the El Paso Convention and Visitors Bureau, Mr. Aaron Rush, Assistant General Manager of the El Paso Convention and Visitors Bureau, Ms. Betti Flores, County Commissioner, and Mr. Brian Kennedy, President of the El Paso Sports Commission. He acknowledged Ms. Carolyn Moore, City of El Paso Tourism Coordinator Economic Development Department. He explained that the American Bowling Congress ("ABC") had selected El Paso as a viable and perspective destination and location for their 2011 tournament. He enumerated as to the prospective tourism and hospitality dollars to be brought into the City and requested the Council Members sign a Letter of Intent addressed to the American Bowling Congress committing \$250,000 and sign a Resolution that Mayor Joe Wardy was the City's representative and committing \$250,000 of City money to this event. He remarked that the ABC had requested that the City dedicate a facility (the Convention Center) for six months and asked the City to commit \$250,000 to the estimated \$1 million cost to secure the event. He clarified that the County of El Paso was committing \$250,000 and that the Sports Commission would commit \$500,000. He answered questions from and responded to comments made by the Council Members.

Representative Lozano moved to support the County of El Paso, the Convention and Visitors Bureau and to commit \$250,000 to the event. Representative Cushing seconded.

Mayor Joe Wardy noted that the event would not be held for eight years; however, an allocation of \$31,250.00 annually would be required.

Mr. Bill Chapman, Deputy Chief Administrative Officer for Financial and Administrative Services, provided financial advice. He answered questions from and responded to comments made by the Council Members.

Commissioner Betti Flores applauded the CVB and the Sports Commission and thanked the Council for their support.

Mr. Brian Kennedy commented on the proposed event and thanked Mr. Blaziek and staff, County Commissioners and City Council Members.

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Motion made by Representative Escobar, seconded by Representative Power and unanimously carried to recess City Council Meeting to discuss the Mass Transit Board Meeting at 10:38 a.m.

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Motion made by Representative Cobos, seconded by Representative Escobar and unanimously carried to reconvene the City Council Meeting from the Mass Transit Board Meeting at 11:01 a.m.  
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Representative Cushing was not present for the vote.

Representative Cobos requested that Representative Cook amend his motion to move two additional items listed on the consent agenda to the regular agenda and to the forefront.

Ms. Elaine Hengen, Assistant City Attorney, requested that legal issues be addressed in Executive Session and noted that Ms. Lisa Elizondo, City Attorney, had requested the placement of the item on the agenda. She provided legal advice pertaining to the Texas Constitution and answered questions from and responded to comments made by the Council Members.

Representative Cushing questioned why the Ordinance was placed on the agenda and who authorized the placement of the item on the agenda. He then asked legal questions of Ms. Hengen and questioned what other Texas cities had determined to opt out of the retirement and benefit plans.

Representative Power commented on the Ordinance language intent and moved to take the matter into Executive Session.

Representative Cook questioned why the Council Members had not been consulted prior to the placement of the item on the agenda.

Representative Cobos concurred with Representative Cook's comment and questioned who authorized Ms. Elizondo to place the item on the agenda. He asked questions of Mr. Jim Martinez, Chief Administrative Officer.

Ms. Elizondo explained that the item was placed on the agenda to address legal deadlines and added that Mr. Jim Martinez, Chief Administrative Officer, had requested the item be placed on the agenda.

Mayor Wardy noted that the Ordinance was placed on the agenda to determine whether or not the Council Members would pursue the matter.

Mr. Martinez expressed that due to election deadlines, the Ordinance had to be introduced at this Council meeting and that it was his position to offer the Council Members the option whether or not the item should be placed on an election ballot. He apologized for not discussing the agenda item with Council Members.

Representative Rojas seconded Representative Power's motion to retire into Executive Session.

Representative Escobar commented.

Mr. Rick Armendariz, Intergovernmental Affairs Officer, commented on other Texas cities.

Motion made by Representative Power, seconded by Representative Rojas and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 11:21 a.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.076 to discuss any of the following:

- Section 551.071      CONSULTATION WITH ATTORNEY
- Section 551.072      DELIBERATION REGARDING REAL PROPERTY
- Section 551.073      DELIBERATION REGARDING PROSPECTIVE GIFTS
- Section 551.074      PERSONNEL MATTERS
- Section 551.076      DELIBERATION REGARDING SECURITY DEVICES

- Introduction of an Ordinance of the City Council of the City of El Paso, Texas, calling a Special Election to be held on May 15, 2004 on the question of exempting the City of El Paso and all retirement and benefit plans established and maintained by the City of El Paso providing certain benefits for Public Officers and employees from the application of Article XVI, Section 66 of the Texas Constitution; making provisions for the conduct of the election; and other provisions incident and related to the purpose of this Ordinance. (551.071)

Motion made by Representative Power, seconded by Representative Escobar and unanimously carried to adjourn the Executive Session at 11:50 a.m. and reconvene the meeting of the City Council, during which time motion was made as follows:

Motion made by Representative Cushing, seconded by Representative Austin and unanimously carried to delete the Introduction of an Ordinance of the City Council of the City of El Paso, Texas, calling a Special Election to be held on May 15, 2004 on the question of exempting the City of El Paso and all retirement and benefit plans established and maintained by the City of El Paso providing certain benefits for Public Officers and employees from the application of Article XVI, Section 66 of the Texas Constitution; making provisions for the conduct of the election; and other provisions incident and related to the purpose of this Ordinance.

NOTE: Ordinance was moved into the forefront and into executive session.

Motion made, seconded and unanimously carried to approve the Minutes for Regular City Council Meetings of January 28, 2003 and February 17, 2004 and Special City Council Meeting of January 28, 2003.

\*RESOLUTION

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **STUART C. ED**, to assist the Building and Planning Services Department as a Capital Projects Manager at a biweekly rate of \$2,484.62 for 40 hours per week. The term of the contract shall be for the period of March 1, 2004 through February 28, 2005. Contract subject to the concurrence of the Civil Service Commission.

\*RESOLUTION

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

THAT the Mayor, on behalf of the City of El Paso, be authorized to sign the attached Release of Civil Penalties assessed to the owner of the following property (legal description on file in the City Clerk's Office) for consideration paid to the City in full satisfaction of amount owed pursuant to this civil penalty:

	<u>Penalty Amount</u>	<u>Penalty Paid</u>
6226 Escondido Drive	\$8,250.00	\$8,741.83

**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

**THAT** the City Council approve a Letter of Engagement between the City of El Paso and Mounce, Green, Myers, Safi & Galatzan, a Texas Professional Corporation to provide legal services in connection with the 2000 City of El Paso Quality of Life Bonds and the 2004 City of El Paso general obligation bonds.

**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

**THAT** the City Council approve a Letter of Engagement between the City of El Paso and Mounce, Green, Myers, Safi & Galatzan, a Texas Professional Corporation to provide legal services in connection with general bond matters.

Motion made, seconded and unanimously carried to move to the regular agenda the following:

**RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign Memorandum of Understanding by and between the City of El Paso, United Way of El Paso County and Kids View, Inc., governing the transfer of United Way Child Care funds in the total amount of \$48,000 through the City to secure federal matching funds from the Upper Rio Grande Workforce Development Board, Inc.; and

That the Mayor be authorized to sign any amendments to the above referenced Memorandum of Understanding which might be necessary to commit additional United Way funds to receive additional federal matching child care funds or to extend the time period to expend the federal matching child care funds provided that no additional City or CDGB funds are required, upon approval of the City Attorney's Office and the Director of Community and Human Development.

Mr. Richard Schetor, citizen, requested clarification.

Mr. Robert Salinas, Community and Human Development, explained that the original intent of the funds were for child care services and explained the Community and Human Development Department's involvement. He answered questions from and responded to comments made by the Council Members.

Motion made by Representative Cobos, seconded by Representative Cushing and unanimously carried to approve the above Resolution.

**\*RESOLUTION**

**WHEREAS**, the City of El Paso collects thousands of checks for various fees each year; and

**WHEREAS**, the City currently assesses a processing fee of \$25.00 for each check dishonored from a financial institution; and

**WHEREAS**, the State law allows the City to assess a processing fee not to exceed \$30.00 per check returned because the check was dishonored; and

**WHEREAS**, the Comptroller has recommended that the processing fee assessed for dishonored checks be increased to \$30.00;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the processing fee assessed for a check tendered to the City which is later dishonored shall be \$30.00 for each check dishonored and returned to the City.

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Motion made, seconded and unanimously carried to move to the regular agenda the following:

**RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign an **Agreement for Construction Inspection Services** by and between the **CITY OF EL PASO** and **RABA-KISTNER CONSULTANTS (SW), INC.**, for a two (2) year period for an amount not to exceed TWO MILLION DOLLARS AND 00/100 (\$2,000,000.00).

Representative Cushing requested clarification.

Ms. Irene Ramirez, Interim Deputy Director of Engineering, responded that inspections services were not included in the 2000 Quality of Life bond projects managed by Perspectiva +3 D/I and stated that monies would be allocated from the bond projects. She noted that the primary purpose of the agreement was for bond projects; however, could be utilized for other City projects. She added that each bond project noted a specific dollar amount for inspection services.

Motion made by Representative Cushing, seconded by Representative Cobos and unanimously carried to approve the above Resolution.

NOTE: Resolutions approving Construction Inspection Services and Geotechnical and Testing laboratory Services agreements with Raba-Kistner Consultants (SW), Inc. and Traffic Engineering Services agreement with Martinez Engineering Group, Inc., were considered together.

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Motion made, seconded and unanimously carried to move to the regular agenda the following:

**RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign an **Agreement for Geotechnical and Testing Laboratory Services** by and between the **CITY OF EL PASO** and **RABA-KISTNER CONSULTANTS (SW), INC.**, for a two (2) year period for an amount not to exceed ONE MILLION DOLLARS AND 00/100 (\$1,000,000.00).

Representative Cushing requested clarification.

Ms. Irene Ramirez, Interim Deputy Director of Engineering, explained that the agreement would encompass any project requiring materials testing and noted that the agreement was for two years.

Motion made by Representative Cushing, seconded by Representative Cobos and unanimously carried to approve the above Resolution.

NOTE: Resolutions approving Construction Inspection Services and Geotechnical and Testing laboratory Services agreements with Raba-Kistner Consultants (SW), Inc. and Traffic Engineering Services agreement with Martinez Engineering Group, Inc., were considered together.

Motion made, seconded and unanimously carried to move to the regular agenda the following:

## RESOLUTION

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign an **Agreement for Traffic Engineering Services** by and between the **CITY OF EL PASO** and **MARTINEZ ENGINEERING GROUP, INC.**, for a two (2) year period for an amount not to exceed ONE MILLION FIVE HUNDRED THOUSAND AND 00/100 DOLLARS (\$1,500,000.00).

Representative Cushing requested clarification.

Ms. Irene Ramirez, Interim Deputy Director of Engineering, noted that some of the 2004 Bond projects required traffic signals and flasher installations.

Motion made by Representative Cushing, seconded by Representative Cobos and unanimously carried to approve the above Resolution.

NOTE: Resolutions approving Construction Inspection Services and Geotechnical and Testing laboratory Services agreements with Raba-Kistner Consultants (SW), Inc. and Traffic Engineering Services agreement with Martinez Engineering Group, Inc., were considered together.

**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Library Director be authorized to sign an Exhibit Contract with Barbara K. Dent covering an exhibit of "Texas Women in Medicine and Texas Hospitals" at the Main Library of the El Paso Public Library System for the period of March 1 through 31, 2004. This exhibition is at no cost to the City.

**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Library Director be authorized to sign an Exhibit Contract with Prince G. McKenzie covering an exhibit of "Railroad Museum Collections" at the Main Library of the El Paso Public Library System for the period of March 1 through 31, 2004. This exhibition is at no cost to the City.

**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Library Director be authorized to sign an Exhibit Contract with Bertha Webber covering an exhibit of "Healthy Food Choices-Literature" at the Main Library of the El Paso Public Library System for the period of March 1 through 31, 2004. This exhibition is at no cost to the City.

## \*RESOLUTION

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Library Director be authorized to sign an Exhibit Contract with Martha Evans covering an exhibit of "Crafts Made by Lower Valley Craft Group" at the Lower Valley Library Branch of the El Paso Public Library System for the period of March 1 through 31, 2004. This exhibition is at no cost to the City.

Motion made by Representative Cobos, seconded by Representative Rojas and carried to move to the regular agenda and to the forefront the following two Resolutions, after the discussion of the Introduction calling for an election for the exemption of retirement and benefit plans:

1. Resolution that the Mayor be authorized to sign an Interlocal Governmental Agreement by and between the City of El Paso and the Texas Department of Transportation, more specifically described as the "Scofflaw Services Contract for Marking Texas Motor Vehicle Registration Records." Said agreement is contingent upon approval of an Interlocal Governmental Agreement between the City of El Paso and the County of El Paso regarding motor vehicle registration refusals pursuant to Section 702.003 of the Texas Transportation Code.
2. Resolution that the Mayor be authorized to sign an Interlocal Governmental Agreement by and between the City of El Paso and the County of El Paso relating to motor vehicle registration refusal pursuant to Section 702.003 of the Texas Transportation Code.

AYES: Representatives Austin, Cushing, Lozano, Power, Escobar, Rojas and Cobos  
 NAYS: Representative Cook

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 Motion made by Representative Cobos, seconded by Representative Rojas and carried to move to the regular agenda and to the forefront the following:

**RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign an Interlocal Governmental Agreement by and between the City of El Paso and the Texas Department of Transportation, more specifically described as the "Scofflaw Services Contract for Marking Texas Motor Vehicle Registration Records." Said agreement is contingent upon approval of an Interlocal Governmental Agreement between the City of El Paso and the County of El Paso regarding motor vehicle registration refusals pursuant to Section 702.003 of the Texas Transportation Code.

Mr. Al Avila, Assistant City Attorney, read revisions pertaining to the two scofflaw resolutions into the record.

Mr. Victor Flores, County Tax Assessor, thanked the Council for their support and Ms. Richarda Duffy Momsen, Municipal Court Clerk, for taking the initiative on the matter prior to 1997. He explained how enforcement action would proceed.

Representative Cobos thanked Mr. Flores and congratulated the County and City for working together to generate revenue.

Mr. David Marquez, County Enforcement Director, explained what the scofflaw program is and how the scofflaw program would be enforced. He noted that the Tax Assessors of Dallas and Lubbock Counties had requested assistance in establishing the scofflaw program for themselves.

Mr. Jim Martinez, Chief Administrative Officer, thanked Ms. Momsen and Mr. Bill Chapman, Deputy Chief Administrative Officer for Financial and Administrative Services.

Ms. Momsen acknowledged Mr. Flores and his staff for their generous assistance.

Motion made by Representative Cook, seconded by Representative Escobar and unanimously carried to approve the above Resolution, as amended.

NOTE: This Resolution was considered together with the next Resolution approving Interlocal Governmental Agreement with the County relating to motor vehicle registration refusal.

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Motion made by Representative Cobos, seconded by Representative Rojas and carried to move to the regular agenda and to the forefront the following:

**RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to sign an Interlocal Governmental Agreement by and between the City of El Paso and the County of El Paso relating to motor vehicle registration refusal pursuant to Section 702.003 of the Texas Transportation Code.

See above resolution for comments.

Motion made by Representative Cook, seconded by Representative Escobar and unanimously carried to approve the above Resolution, as amended.

NOTE: This Resolution was considered together with the next Resolution approving Interlocal Governmental Agreement with the Texas Department of Transportation regarding the Scofflaw Services Contract for Marking Texas Motor Vehicle Registration Records.

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**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

**THAT** the Mayor be authorized to sign a Landlord Lien Subordination between the City of El Paso, as Landlord, and Bank of the West, as Lender, covering personal property located on the real estate leased by the City to REM Golf, Inc. pursuant to the Lease Agreement dated February 17, 2004. The Lease Agreement provides for the operation of a golf driving range by REM Golf, Inc. on a portion of Tract 1A, Block 1, Ascarate Grant, El Paso County, also known as the Jesuit Basin stormwater detention facility.

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**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Mayor be authorized to execute a Donation Agreement between the City of El Paso, on behalf of the Parks and Recreation Department, and Parents Association for Recreation for Kids Inc., regarding the donation of a specially designed "Playground," which will be utilized at White Spur Park. The value of the Playground is approximately \$150,000.00.

NOTE: Donation Agreement was revised.

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**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

**THAT** the Mayor be authorized to sign the "Park Partner" Agreement with the following individual for maintenance and other services on City property as described in the Agreement:

Luis Aguilar                      Irwin J. Lambka Park  
(Westside Cougars)

**AND THAT** the Mayor be further authorized to sign additional documents and take additional action necessary to fulfill the purpose of this contract.

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**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380, entitled Abatement, of Chapter 9.04, Solid Waste Management, of the El Paso City Code, after providing due notices to the owner, ERCEIL M. BELLAMY, of the hereinafter described property that the owners' property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code, and the owners, having failed to comply with due notices, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

9029 Mount Olympus Dr., City of El Paso, El Paso County, Texas, being more particularly described as Lot 1645 (6300 SQ FT), Block 70, Mountain View Subdivision, Parcel #M851-999-0700-5100,

to be SEVENTY THREE AND 07/100 DOLLARS (\$ 73.07) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the Twenty-Second day of August, 2003, approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount SEVENTY THREE AND 07/100 DOLLARS (\$ 73.07) to be a lien on the above described property, said amount being due and payable within thirty (30) days from date of Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of this Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above-described property are made a part of this Resolution by reference.

**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380, entitled Abatement, of Chapter 9.04, Solid Waste Management, of the El Paso City Code, after providing due notices to the owner, MONTES, CESAR, of the hereinafter described property that the owners' property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code, and the owners, having failed to comply with due notices, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

10956 DIZZY DEAN PLACE, City of El Paso, El Paso County, Texas, being more particularly described as Lot 15 EXC (NLY 2.30 FT ) & NLY 2.69 FT OF 14 (5042.60 SQ FT), BLOCK 15, Cooperstown Subdivision, Parcel #C762-999-0150-1500,

to be ONE HUNDRED NINETY FOUR DOLLARS AND 58/100 (\$ 194.58) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the Seventh day of July, 2003, approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount ONE HUNDRED NINETY FOUR DOLLARS AND 58/100 (\$ 194.58) to be a lien on the above described property, said amount being due and payable within thirty (30) days from date of Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of this Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above-described property are made a part of this Resolution by reference.

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**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380, entitled Abatement, of Chapter 9.04, Solid Waste Management, of the El Paso City Code, after providing due notices to the owner, RAMIREZ, MARIO & NANCY, of the hereinafter described property that the owners' property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code, and the owners, having failed to comply with due notices, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

5833 PORPOISE DRIVE, City of El Paso, El Paso County, Texas, being more particularly described as LOT 9, BLOCK 17, Dolphin Terrace Subdivision, Parcel #D672-999-0170-3300,

to be TWO HUNDRED EIGHTEEN DOLLARS AND 12/100 (\$ 218.12) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the Twenty-second day of September, 2003, approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount TWO HUNDRED EIGHTEEN DOLLARS AND 12/100 (\$ 218.12) to be a lien on the above described property, said amount being due and payable within thirty (30) days from date of Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of this Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above-described property are made a part of this Resolution by reference.

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**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380, entitled Abatement, of Chapter 9.04, Solid Waste Management, of the El Paso City Code, after providing due notices to the owner, ISRAEL, GLENNA S., of the hereinafter described property that the owners' property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code, and the owners, having failed to comply with due notices, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

10225 SINGAPORE AVENUE, City of El Paso, El Paso County, Texas, being more particularly described as Lot 7 (7885.07 SQ FT), BLOCK 1, East Point Subdivision, Parcel #E066-999-0010-1300,

to be ONE HUNDRED EIGHTY FIVE AND 65/100 DOLLARS (\$ 185.65) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the Eighth day of September, 2003, approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount ONE HUNDRED EIGHTY FIVE AND 65/100 DOLLARS (\$ 185.65) to be a lien on the above described property, said amount being due and payable within thirty (30) days from date of Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of this Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above-described property are made a part of this Resolution by reference.

.....  
**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380, entitled Abatement, of Chapter 9.04, Solid Waste Management, of the El Paso City Code, after providing due notices to the owner, LA ENCANTADA, LTD., of the hereinafter described property that the owners' property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code, and the owners, having failed to comply with due notices, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

11510 Cheryl Ladd Ct., City of El Paso, El Paso County, Texas, being more particularly described as TR 6-A (284259.96 SQ FT), Block 79, TSP 3 SEC 6 T & P Surv Subdivision, Parcel #X579-999-306A-2200,

to be ONE THOUSAND SEVEN HUNDRED THIRTY-FIVE AND 25/100 DOLLARS (\$1,735.25) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the Fourth day of August, 2003, approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount ONE THOUSAND SEVEN HUNDRED THIRTY-FIVE AND 25/100 DOLLARS (\$1,735.25) to be a lien on the above described property, said amount being due and payable within thirty (30) days from date of Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of this Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above-described property are made a part of this Resolution by reference.

.....  
**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380, entitled Abatement, of Chapter 9.04, Solid Waste Management, of the El Paso City Code, after providing due notices to the owner, CESAR M. CASTRO, of the hereinafter described property that the owners' property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code, and the owners, having failed to comply with due notices, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

9725, 9731, 9736 Galilee Drive, City of El Paso, El Paso County, Texas, being more particularly described as Lots 16, 17, 18, (11361 SQ FT, 12794 SQ FT, 10894 SQ FT), Block 14, Vista Del Prado #3 Subdivision, Parcels #V887-999-0140-3300, #V887-999-0140-3100, #V887-999-0140-3500

to be ONE HUNDRED ELEVEN AND 50/100 DOLLARS (\$111.50) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the Sixth day of October, 2003, approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount ONE HUNDRED ELEVEN AND 50/100 DOLLARS (\$111.50) to be a lien on the above described property, said amount being due and payable within thirty (30) days from date of Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of this Lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above-described property are made a part of this Resolution by reference.

\*RESOLUTION

**WHEREAS**, in accordance with Section 9.04.380, entitled Abatement, of Chapter 9.04, Solid Waste Management, of the El Paso City Code, after providing due notices to the owner, GOMEZ, UBALDO & LILY, of the hereinafter described property that the owners' property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code, and the owners, having failed to comply with due notices, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

9812 LOYA ROAD, City of El Paso, El Paso County, Texas, being more particularly described as TR 4-B-1 (2.9997 AC), BLOCK 52, Ysleta Subdivision, Parcel #Y805-999-052A-0410,

to be TWO THOUSAND ONE HUNDRED NINETY THREE DOLLARS AND 15/100 (\$ 2,193.15) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the Twenty-second and Twenty-third day of July, 2003, approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount TWO THOUSAND ONE HUNDRED NINETY THREE DOLLARS AND 15/100 (\$ 2,193.15) to be a lien on the above described property, said amount being due and payable within thirty (30) days from date of Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of this Lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above-described property are made a part of this Resolution by reference.

**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380, entitled Abatement, of Chapter 9.04, Solid Waste Management, of the El Paso City Code, after providing due notices to the owner, ESTANISLAO CASAREZ, of the hereinafter described property that the owners' property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code, and the owners, having failed to comply with due notices, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

8157 Tierra Verde Drive, City of El Paso, El Paso County, Texas, being more particularly described as Lot E PT OF TR 11 (52 FT ON ROAD X 58.61 FT REAR (10784 SQ FT), Tierra Verde Subdivision, Parcel #T331-999-0010-3400,

to be TWO HUNDRED FOUR AND 59/100 DOLLARS (\$ 204.59) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the Twelfth day of August, 2003, approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount TWO HUNDRED FOUR AND 59/100 DOLLARS (\$ 204.59) to be a lien on the above described property, said amount being due and payable within thirty (30) days from date of Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of this Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above-described property are made a part of this Resolution by reference.

**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380, entitled Abatement, of Chapter 9.04, Solid Waste Management, of the El Paso City Code, after providing due notices to the owner, LAWRENCE E & G JEDDERY, of the hereinafter described property that the owners' property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code, and the owners, having failed to comply with due notices, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

113 Chip Chip Lane, City of El Paso, El Paso County, Texas, being more particularly described as TR 13-C-2-A (0.08 ACRE) & TR 13-C-8 (0.11 ACRE), Block 27, Ysleta Subdivision, Parcel #Y805-999-0270-1347,

to be ONE HUNDRED FORTY-SIX AND 95/100 DOLLARS (\$146.95) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the Twenty-Second day of July, 2003, approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount ONE HUNDRED FORTY-SIX AND 95/100 DOLLARS (\$146.95) to be a lien on the above described property, said amount being due and payable within thirty (30) days from date of Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of this Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above-described property are made a part of this Resolution by reference.

.....  
**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380, entitled Abatement, of Chapter 9.04, Solid Waste Management, of the El Paso City Code, after providing due notices to the owner, HORTON MARIA AND VARA, MARGARET H., of the hereinafter described property that the owners' property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code, and the owners, having failed to comply with due notices, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

418 SAN PABLO PLACE, City of El Paso, El Paso County, Texas, being more particularly described as Lot N 60 FT OF 4, Najera Subdivision, Parcel #N040-999-0010-1900,

to be EIGHTY NINE AND 85/100 DOLLARS (\$ 89.85) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the Seventh day of August, 2003, approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount EIGHTY NINE AND 85/100 DOLLARS (\$ 89.85) to be a lien on the above described property, said amount being due and payable within thirty (30) days from date of Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of this Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above-described property are made a part of this Resolution by reference.

.....  
**\*RESOLUTION**

**WHEREAS**, in accordance with Section 9.04.380, entitled Abatement, of Chapter 9.04, Solid Waste Management, of the El Paso City Code, after providing due notices to the owner, MALOOLY, CHRISTOPHER & 4, of the hereinafter described property that the owners' property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code, and the owners, having failed to comply with due notices, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

1803 - 1819 Montana Ave., City of El Paso, El Paso County, Texas, being more particularly described as Lot 19 TO 28, (30000 SQ FT), Block 74, Franklin Heights Subdivision, Parcel #F607-999-0740-4300,

to be TWO HUNDRED THIRTY-FIVE AND 99/100 DOLLARS (\$235.99) as reported by the Director of the Department of Solid Waste Management. The City Council finds that the work was performed on the Seventh day of October, 2003, approves the costs.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount TWO HUNDRED THIRTY-FIVE AND 99/100 DOLLARS (\$235.99) to be a lien on the above described property, said amount being due and payable within thirty (30) days from date of Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of this Lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above-described property are made a part of this Resolution by reference.

.....  
**\*RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

**THAT** Mayor be authorized to sign an Amendment to the Agreement with the INTERNATIONAL COPY MACHINE CENTER, to lend them Four (4) additional 4 Cubic Yard Dumpsters, for a total of four (4) 4 Cubic Yard Dumpsters and One (1) 32 Gallon Container, for a service fee of \$20.00 for each month in exchange for their recyclable materials in conjunction with the Department of Solid Waste Management's recycling program. This Agreement is at no cost to the City.

\*NOTICE OF PUBLIC HEARING

To All Interested Parties:

You are hereby notified that at 9:00 a.m. on the 30<sup>th</sup> day of March, 2004 in the Council Chambers of City Hall, #2 Civic Center Plaza, El Paso, Texas, the City Council of El Paso will hold a public hearing on the question of whether the Building located on the property at 100 Anita Circle, in El Paso, Texas, which property is more particularly described as:

Lot: 54, Corbin's Replat

is unsafe and dangerous.

According to the real property records of the County of El Paso, Texas, Vincenta Calderon, 100 Anita Circle, El Paso, Texas 79905, is listed as the Owner of the real property described herein.

The Owner of said property is hereby ordered to appear before City Council and any mortgagees, lien holders, and other persons having an interest in said property are entitled to appear before City Council at said date, hour, and place to show cause why said Building should not be declared a nuisance and ordered to be abated; and

The Owner, lien holders, mortgagees, or any other person having an interest in the property are hereby required to submit at the hearing proof of the scope of any work that may be required to bring the building into compliance with Titles 17 and 18 of the code as mandated by Section 18.52.040 of the Municipal Code, and to specify the time it will take to reasonably perform the work.

At the hearing, the owner, lien holders, mortgagees, or any other person having an interest in the property must present to City Council any evidence showing that the structure or part thereof is safe.

All documents such as building plans, specifications, drawings, reports from design professionals and any other required documents must be presented to City Council at this hearing.

The time periods, which govern the completion of work ordered by Council, are outlined in Subsection 18.52.040 (3) pursuant to State law.

If the Owner fails, neglects or refuses to comply with the order of City Council the City may pursue one, or more of the following actions:

- I) the city will perform any and all work needed to bring the property into compliance with this order, at its own expense, but for and on account of the Owner, of said property, the cost of which shall be assessed as a lien against the property and;
- II) assess a civil penalty against the property Owner for failure to repair, remove or demolish said Building in an amount not to exceed \$1000.00 a day for each violation, or \$10 a day if the Owner shows that the property is the Owner's lawful homestead and;
- III) the Owner may be confined in jail as permitted by state law and;
- IV) appoint a receiver as permitted by state law.

Any civil penalty or assessment imposed will accrue interest at a rate of ten (10) percent a year from the date of the assessment until paid in full; and

That the City Clerk is ordered to provide notice of this hearing to the record Owner and all other persons having an interest in the property as provided by law.

According to the real property records of El Paso County, you own the real property described in this notice. If you no longer own the property, you must execute an affidavit stating that you no longer own the property and stating the name and last known address of the person who acquired the property from you. The affidavit must be delivered in person or by certified mail, return receipt requested, to the Housing Compliance Office of the Building Permits and Inspections, 5<sup>th</sup> floor, City Hall, no later than the 20<sup>th</sup> day after the date you receive this notice. If you do not send the affidavit, it will be presumed that you own the property described in this notice, even if you do not.

.....  
\*Motion made, seconded and unanimously carried to approve the request for the following names to be placed on the Reinstatement list in accordance with Article VI, Section 6.10-10, of the Civil Service Charter Provisions:

- A. Villalobos, Marco – Fire Paramedic
- B. Sanchez, Gale Kristin, Public Services Librarian I
- C. Gongora, Araceli, Public Safety Dispatcher - Police

.....  
\*Motion made, seconded and unanimously carried to approve the following provisional appointment in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:

Recreation Services Coordinator (1)

.....  
\*Motion made, seconded and unanimously carried to approve the Staffing Table Change for **HEALTH**

Delete	.90	Clerk III	GS13
Add	.90	Clerk II	GS09
Delete	.10	Public Health Nurse	PM76
Add	.10	Nurse Supervisor	PM78
Delete	.30	Nutritionist	PM74
Add	.30	Nutritionist	PM74
Add	.30	Clerk III Parallel	GS13
Add	.03	Clerk III Parallel	GS13
Add	.67	Clerk III Parallel	GS13

.....  
\*Motion made, seconded and unanimously carried to approve the Staffing Table Change for **PARKS & RECREATION**

Delete	.5	Clerical Assistant	GS06
Add	1.00	Clerk Typist II	GS09
Delete	1.00	Secretary II	GS16

.....  
\*Motion made, seconded and unanimously carried to approve the Staffing Table Change for **POLICE**

Add	1.00	Secretary I	GS13
Delete	1.00	Secretary I	GS13
Add	2.00	Departmental Research Assistant	PM71
Delete	2.00	Departmental Research Assistant	PM71

Add	2.00	Stores Clerk II	GS15
Delete	2.00	Stores Clerk II	GS15
Add	1.00	Training Technician Instructor	GS18
Delete	1.00	Training Technician Instructor	GS18

.....  
 Motion made, seconded and unanimously carried to move to the regular agenda the appointment of David G. Dobson as Economic Development Director, effective March 22, 2004.

Representative Rojas requested a one week postponement as she had not met with Mr. Dobson.

Representative Cook added that he had not yet met with Mr. Dobson either.

Mayor Joe Wardy stated that Mr. Dobson resided in Peoria, Illinois; however, was number one on the list for Economic Development Director.

Motion made by Representative Rojas, seconded by Representative Cook and carried to postpone one (1) the appointment of David G. Dobson as Economic Development Director, effective March 22, 2004.

AYES: Representatives Cook, Cushing, Rojas and Cobos  
 NAYS: Representatives Austin, Lozano, Power, Escobar and Mayor Wardy

Motion to postpone (1) week failed. Mayor Joe Wardy voted NAY to break the tie.

Motion made by Representative Austin, seconded by Representative Power and carried that David G. Dobson be appointed as Economic Development Director, effective March 22, 2004 at an annual salary of \$112,000.00 and to authorize moving expenses to be based on the lowest of three quotes, and relocation expenses not to exceed \$1,000. The City will contribute \$5,000 into deferred compensation for Mr. Dobson.

AYES: Representatives Austin, Cushing, Lozano, Power, and Escobar  
 NAYS: Representatives Cook, Rojas and Cobos

Motion to appoint David G. Dobson as Economic Development Director passed.

.....  
 \*Motion made, seconded and unanimously carried to re-appoint James B. Herendeen, Ph.D. to the El Paso Community Mental Health/Mental Retardation Center Board of Trustees (consumer or family member of consumer position) by Council.

NOTE: Board re-appointment was revised from "Mayor Joe Wardy" to "Council".

.....  
 \*Motion made, seconded and unanimously carried to re-appoint Gilbert M. Carrasco to the El Paso Community Mental Health/Mental Retardation Center Board of Trustees (at large position) by Council.

NOTE: Board re-appointment was revised from "Mayor Joe Wardy" to "Council".

.....  
 \*Motion made, seconded and unanimously carried to re-appoint Hector Zavaleta to the Art Museum Advisory Board by Representative Paul J. Escobar, District 6.

.....  
 \*Motion made, seconded and unanimously carried to delete the board appointment of Demetrio Jimenez to the Fair Housing Task Force by Mayor Joe Wardy.

**A.** PID #E014-999-0280-0400, \$1,087.61 per month installments on a balance of \$6,525.66 for 2000, 2001 & 2002 taxes; Margarita Alvarez % Amelia Arizmendez – 3303 Frutas Ave.

**B.** PID #L681-999-0290-5100 \$291.91 per month installments on a balance of \$5,254.38 for 1999, 2000, 2001 & 2002 taxes Guillermo De Santos & Herlinda De Santos – 513 Huckleberry St.

**C.** PID #U819-999-0090-06C0 & U819-999-0090-06C1, \$556.41 per month installments on a balance of \$6,676.92 for 1999, 2000, 2001 & 2002 taxes; Luisa Gomez – 1109 Ada Ln.

- A.** National City Mortgage/Land America – Lereta Corp. in the amount of \$2,743.95, overpayment of 2003 taxes. (PID #C340-999-0630-1500)
- B.** Trans Continental Title Co. in the amount of \$2,523.28, overpayment of 2003 taxes. (PID #E049-999-0170-0900)
- C.** Clinton E. Wolf in the amount of \$3,592.24, overpayment of 2003 taxes. (PID #M296-999-0010-7800)
- D.** Wells Fargo Home Mortgage in the amount of \$6,804.33, overpayment of 2003 taxes. (PID #H454-999-0060-0300)
- E.** Nancy McVicar in the amount of \$2,622.60, overpayment of 2003 taxes. (PID #S373-999-002B-1480)
- F.** Mortgage Service Center in the amount of \$3,472.16, overpayment of 2003 taxes. (PID #T213-999-0160-1200)
- G.** LandAmerica Lawyers Title in the amount of \$2,697.90, overpayment of 2003 taxes. (PID #V893-999-0780-4000)
- H.** Son Hu Kim and Yun K. Kim in the amount of \$5,388.91, overpayment of 2003 taxes. (PID #V893-999-1650-7700)
- I.** Lone Star Title in the amount of \$2,720.09, overpayment of 2003 taxes. (PID #V893-999-5030-5300)

\*Motion made, seconded and unanimously carried that the Director of Purchasing be authorized to exercise the City's option to purchase additional quantities pursuant to the terms of Contract No. 2002-160 for "Portable and Mobile Radios", with R.T.C., Inc.

\*Motion made, seconded and unanimously carried to award Bid No. 2004-035 Gate-One Seat Replacement Parts (Rebid)

REGULAR COUNCIL MEETING – FEBRUARY 24, 2004

Department: Department of Aviation  
 Funds available: 62620003-503121  
 Funding source: Airport Operating Funds  
 Total award: \$30,863.30

The Department of Aviation and the Purchasing Department recommend award as indicated. They are the sole, responsive, and responsible bidder meeting specifications.

This is a fixed-price, single (one-time) purchase, for Gate-One Seat Replacement Parts (Rebid).

There was an option of purchasing up to one hundred percent [100%] of the original contract quantities, at the same unit price, if the option is exercised within 3, 6 or 10 months from date of award of the contract. No prompt payment discount is offered.

.....  
 Motion made, seconded and unanimously carried to move to the regular agenda all budget transfers as requested by Mr. Ray Gilbert, citizen.

.....  
 Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-365 AIRPORT

Transfer of funds to cover acquisition of backflow tester to meet state requirement for annual testing of backflow devices.

Increase	\$1,200	to	62620020/P50000441022/508008	MajOffEq
Increase	\$1,200	to	62620020/P50000441022/407001	Intrfd Trf In
Increase	\$1,200	to	62620018/P50000241021/407002	Est Rev
Increase	\$1,200	to	62620018/P50000241021/507001	IntrfdTrfOut

.....  
 Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-388 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$183,000 to fund Galatzan Recreation Center HVAC. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 12,000	to	14200401/PBE04PA10229102/508026	Inspections
Increase	\$ 3,000	to	14200401/PBE04PA10229102/508024	Testing
Increase	\$126,500	to	14200401/PBE04PA10229102/508027	Construction
Increase	\$183,000	to	14200401/PBE04PA10229102/407020	Bond Proc
Increase	\$ 8,000	to	14200401/PBE04PA10229102/508051	Management
Increase	\$ 500	to	14200401/PBE04PA10229102/508022	Administration
Increase	\$ 33,000	to	14200401/PBE04PA10229102/508016	Design

.....  
 Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-389 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$750,000 to fund General Park Improvements. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 51,230	to	14200401/PBE04PA10329103/508026	Inspections
Increase	\$ 500	to	14200401/PBE04PA10329103/508022	Administration
Increase	\$ 35,861	to	14200401/PBE04PA10329103/508051	Management
Increase	\$750,000	to	14200401/PBE04PA10329103/407020	Bond Proc
Increase	\$563,030	to	14200401/PBE04PA10329103/508027	Construction
Increase	\$ 84,010	to	14200401/PBE04PA10329103/508016	Design
Increase	\$ 15,369	to	14200401/PBE04PA10329103/508024	Testing

.....

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-390 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$239,011 to fund Leo Cancellare Pool 2 Rehabilitation. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 13,736	to	14200401/PBE04PA10429104/508026	Inspections
Increase	\$178,072	to	14200401/PBE04PA10429104/508027	Construction
Increase	\$ 30,220	to	14200401/PBE04PA10429104/508016	Design
Increase	\$ 6,868	to	14200401/PBE04PA10429104/508024	Testing
Increase	\$239,011	to	14200401/PBE04PA10429104/407020	Bond Proc
Increase	\$ 9,615	to	14200401/PBE04PA10429104/508051	Management
Increase	\$ 500	to	14200401/PBE04PA10429104/508022	Administration

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-391 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$212,980 to fund Nations Tobin Roof & Rehabilitation. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 20,423	to	14200401/PBE04PA10529105/508016	Design
Increase	\$ 14,588	to	14200401/PBE04PA10529105/508026	Inspections
Increase	\$ 500	to	14200401/PBE04PA10529105/508022	Administration
Increase	\$ 10,211	to	14200401/PBE04PA10529105/508051	Management
Increase	\$212,980	to	14200401/PBE04PA10529105/407020	Bond Proc
Increase	\$162,882	to	14200401/PBE04PA10529105/508027	Construction
Increase	\$ 4,376	to	14200401/PBE04PA10529105/508024	Testing

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-392 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$594,606 to fund Pavo Real Recreation Center Roof. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$594,606	to	14200401/PBE04PA10629106/407020	Bond Proc
Increase	\$ 43,402	to	14200401/PBE04PA10629106/508016	Design
Increase	\$476,921	to	14200401/PBE04PA10629106/508027	Construction
Increase	\$ 30,381	to	14200401/PBE04PA10629106/508051	Management
Increase	\$ 500	to	14200401/PBE04PA10629106/508022	Administration
Increase	\$ 43,402	to	14200401/PBE04PA10629106/508026	Inspections

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-393 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$1,339,198 to fund Ranchos Del Sol New Park Development. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 93,000	to	14200401/PBE04PA10729107/508026	Inspections
Increase	\$1,339,198	to	14200401/PBE04PA10729107/407020	Bond Proc
Increase	\$1,022,498	to	14200401/PBE04PA10729107/508027	Construction
Increase	\$ 27,900	to	14200401/PBE04PA10729107/508024	Testing
Increase	\$ 500	to	14200401/PBE04PA10729107/508022	Administration
Increase	\$ 83,700	to	14200401/PBE04PA10729107/508051	Management
Increase	\$ 111,600	to	14200401/PBE04PA10729107/508016	Design

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-394 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$617,951 to fund Shawver Pool Phase II. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 461,912	to	14200401/PBE04PA10929109/508027	Construction
Increase	\$ 617,951	to	14200401/PBE04PA10929109/407020	Bond Proc
Increase	\$ 42,038	to	14200401/PBE04PA10929109/508026	Inspections
Increase	\$ 29,426	to	14200401/PBE04PA10929109/508051	Management
Increase	\$ 12,611	to	14200401/PBE04PA10929109/508024	Testing
Increase	\$ 500	to	14200401/PBE04PA10929109/508022	Administration
Increase	\$ 71,464	to	14200401/PBE04PA10929109/508016	Design

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-395 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$113,400 to fund Airway Pump Station Generator. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 7,481	to	14200402/PBE04FC10129111/508026	Inspections
Increase	\$ 12,718	to	14200402/PBE04FC10129111/508016	Design
Increase	\$ 5,237	to	14200402/PBE04FC10129111/508051	Management
Increase	\$ 500	to	14200402/PBE04FC10129111/508022	Administration
Increase	\$ 85,220	to	14200402/PBE04FC10129111/508027	Construction
Increase	\$ 2,244	to	14200402/PBE04FC10129111/508024	Testing
Increase	\$113,400	to	14200402/PBE04FC10129111/407020	Bond Proc

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-396 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$635,849 to fund Carlson/Elliott Pump Station Equipment. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 30,279	to	14200402/PBE04FC10229112/508051	Management
Increase	\$ 500	to	14200402/PBE04FC10229112/508022	Administration
Increase	\$635,849	to	14200402/PBE04FC10229112/407020	Bond Proc
Increase	\$ 43,255	to	14200402/PBE04FC10229112/508026	Inspections
Increase	\$475,304	to	14200402/PBE04FC10229112/508027	Construction
Increase	\$ 73,534	to	14200402/PBE04FC10229112/508016	Design
Increase	\$ 12,977	to	14200402/PBE04FC10229112/508024	Testing

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-397 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$250,645 to fund Rocky Bluff Drain Overflow Flume. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 11,101	to	14200402/PBE04FC10429114/508051	Management
Increase	\$250,645	to	14200402/PBE04FC10429114/407020	Bond Proc
Increase	\$ 26,037	to	14200402/PBE04FC10429114/508016	Design
Increase	\$ 5,207	to	14200402/PBE04FC10429114/508024	Testing
Increase	\$190,442	to	14200402/PBE04FC10429114/508027	Construction
Increase	\$ 17,358	to	14200402/PBE04FC10429114/508026	Inspections
Increase	\$ 500	to	14200402/PBE04FC10429114/508022	Administration

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-398 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$468,197 to fund Airway (Gateway E. to Delta). Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$468,197	to	14200403/PBE04ST1012911/5407020	Bond Proc
Increase	\$467,697	to	14200403/PBE04ST10129115/508016	Design
Increase	\$ 500	to	14200403/PBE04ST10129115/508022	Administration

.....  
Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to postpone one (1) week budget transfer BT2004-399 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$2,195,053 to fund Alabama-Fred Wilson to McKelligon. Funding Source is Fiscal Year 2004 GO Bonds

Increase	\$ 219,156	to	14200403/PBE04ST10229116/508016	Design
Increase	\$2,195,053	to	14200403/PBE04ST10229116/407020	Bond Proc
Increase	\$ 128,915	to	14200403/PBE04ST10229116/508026	Inspections
Increase	\$ 90,241	to	14200403/PBE04ST10229116/508051	Management
Increase	\$1,717,566	to	14200403/PBE04ST10229116/508027	Construction
Increase	\$ 38,675	to	14200403/PBE04ST10229116/508024	Testing
Increase	\$ 500	to	14200403/PBE04ST10229116/508022	Administration

.....  
Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-400 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$833,162 to fund Bowen. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 14,718	to	14200403/PBE04ST10429118/508024	Testing
Increase	\$ 651,144	to	14200403/PBE04ST10429118/508027	Construction
Increase	\$ 49,059	to	14200403/PBE04ST10429118/508026	Inspections
Increase	\$ 833,162	to	14200403/PBE04ST10429118/407020	Bond Proc
Increase	\$ 83,400	to	14200403/PBE04ST10429118/508016	Design
Increase	\$ 500	to	14200403/PBE04ST10429118/508022	Administration
Increase	\$ 34,341	to	14200403/PBE04ST10429118/508051	Management

.....  
Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-401 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$2,556,375 to fund Central Business District Phase III. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$2,556,375	to	14200403/PPWST0300129122/508027	Construction
Increase	\$2,556,375	to	14200403/PPWST0300129122/407020	Bond Proc

.....  
Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-402 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$1,115,646 to fund Dorbandt-Alameda to Davis. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$1,115,646	to	14200403/PBE04ST10829123/407020	Bond Proc
Increase	\$ 847,401	to	14200403/PBE04ST10829123/508027	Construction
Increase	\$ 500	to	14200403/PBE04ST10829123/508022	Administration
Increase	\$ 47,339	to	14200403/PBE04ST10829123/508051	Management
Increase	\$ 4,000	to	14200403/PBE04ST10829123/508000	Land Acquisit
Increase	\$ 67,627	to	14200403/PBE04ST10829123/508026	Inspections
Increase	\$ 128,491	to	14200403/PBE04ST10829123/508016	Design
Increase	\$ 20,288	to	14200403/PBE04ST10829123/508024	Testing

.....  
 Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-403 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$226,406 to fund General Street Improvements - D6. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 500	to	14200403/PBE04ST10929124/508022	Administration
Increase	\$226,406	to	14200403/PBE04ST10929124/407020	Bond Proc
Increase	\$225,906	to	14200403/PBE04ST10929124/508027	Construction

.....  
 Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-404 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$1,802,884 to fund George Dieter Median-Montwood to Montana. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 208,497	to	14200403/PBE04ST11029125/508016	Design
Increase	\$ 500	to	14200403/PBE04ST11029125/508022	Administration
Increase	\$ 85,852	to	14200403/PBE04ST11029125/508051	Management
Increase	\$1,348,596	to	14200403/PBE04ST11029125/508027	Construction
Increase	\$ 36,794	to	14200403/PBE04ST11029125/508024	Testing
Increase	\$1,802,884	to	14200403/PBE04ST11029125/407020	Bond Proc
Increase	\$ 122,645	to	14200403/PBE04ST11029125/508026	Inspections

.....  
 Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-405 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$1,000,000 to fund Hawkins ROW Acquisition-IH-10 to FM 76. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 999,500	to	14200403/PBE04ST11129126/508000	Land Acquisit
Increase	\$ 500	to	14200403/PBE04ST11129126/508022	Administration
Increase	\$1,000,000	to	14200403/PBE04ST11129126/407020	Bond Proc

.....  
 Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-406 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$1,845,635 to fund Indian Place-San Jose to Forrest Haven. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 109,057	to	14200403/PBE04ST11229127/508026	Inspections
Increase	\$1,351,625	to	14200403/PBE04ST11229127/508027	Construction
Increase	\$ 500	to	14200403/PBE04ST11229127/508022	Administration
Increase	\$ 32,717	to	14200403/PBE04ST11229127/508024	Testing
Increase	\$ 90,000	to	14200403/PBE04ST11229127/508000	Land Acquisit

Increase	\$ 76,340	to	14200403/PBE04ST11229127/508051	Management
Increase	\$1,845,635	to	14200403/PBE04ST11229127/407020	Bond Proc
Increase	\$ 185,396	to	14200403/PBE04ST11229127/508016	Design

.....  
 Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-407 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$3,048,222 to fund Landscaping & Parkway Beautification. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 298,427	to	14200403/PBE04ST11429129/508016	Design
Increase	\$ 500	to	14200403/PBE04ST11429129/508022	Administration
Increase	\$ 213,162	to	14200403/PBE04ST11429129/508026	Inspections
Increase	\$ 42,632	to	14200403/PBE04ST11429129/508024	Testing
Increase	\$2,344,287	to	14200403/PBE04ST11429129/508027	Construction
Increase	\$ 149,214	to	14200403/PBE04ST11429129/508051	Management
Increase	\$3,048,222	to	14200403/PBE04ST11429129/407020	Bond Proc

.....  
 Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-408 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$119,587 to fund Marshall Bridge Rehabilitation. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$119,587	to	14200403/PBE04ST11629131/407020	Bond Proc
Increase	\$ 2,098	to	14200403/PBE04ST11629131/508026	Inspections
Increase	\$ 7,693	to	14200403/PBE04ST11629131/508051	Management
Increase	\$ 18,882	to	14200403/PBE04ST11629131/508016	Design
Increase	\$ 13,987	to	14200403/PBE04ST11629131/508024	Testing
Increase	\$ 500	to	14200403/PBE04ST11629131/508022	Administration
Increase	\$ 76,427	to	14200403/PBE04ST11629131/508027	Construction

.....  
 Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-409 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$2,805,683 to fund Montoya Heights Phase I. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 55,327	to	14200403/PBE04ST11729132/508024	Testing
Increase	\$ 129,096	to	14200403/PBE04ST11729132/508051	Management
Increase	\$ 50,000	to	14200403/PBE04ST11729132/508000	Land Acquisit
Increase	\$2,805,683	to	14200403/PBE04ST11729132/407020	Bond Proc
Increase	\$ 184,422	to	14200403/PBE04ST11729132/508026	Inspections
Increase	\$2,028,147	to	14200403/PBE04ST11729132/508027	Construction
Increase	\$ 358,191	to	14200403/PBE04ST11729132/508016	Design
Increase	\$ 500	to	14200403/PBE04ST11729132/508022	Administration

.....  
 Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-410 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$3,355,150 to fund Montoya Heights Phase II. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 46,396	to	14200403/PBE04ST11829133/508000	Testing
Increase	\$1,700,700	to	14200403/PBE04ST11829133/508027	Construction
Increase	\$1,128,125	to	14200403/PBE04ST11829133/508000	Land Acquist
Increase	\$ 108,258	to	14200403/PBE04ST11829133/508051	Management
Increase	\$ 500	to	14200403/PBE04ST11829133/508022	Administration
Increase	\$ 216,516	to	14200403/PBE04ST11829133/508016	Design
Increase	\$ 154,655	to	14200403/PBE04ST11829133/508026	Inspections
Increase	\$3,355,150	to	14200403/PBE04ST11829133/407020	Bond Proc

.....  
Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-411 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$925,000 to fund Montwood-Zanzibar to Brian Mooney. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 43,976	to	14200403/PBE04ST11929134/508051	Management
Increase	\$ 62,822	to	14200403/PBE04ST11929134/508026	Inspections
Increase	\$ 250	to	14200403/PBE04ST11929134/508022	Administration
Increase	\$925,000	to	14200403/PBE04ST11929134/407020	Bond Proc
Increase	\$692,307	to	14200403/PBE04ST11929134/508027	Construction
Increase	\$106,798	to	14200403/PBE04ST11929134/508016	Design
Increase	\$ 18,847	to	14200403/PBE04ST11929134/508024	Testing

.....  
Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-412 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$923,485 to fund Montwood-Zanzibar to Brian Mooney. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 250	to	14200403/PBE04ST11929135/508022	Administration
Increase	\$ 43,975	to	14200403/PBE04ST11929135/508051	Management
Increase	\$923,485	to	14200403/PBE04ST11929135/407020	Bond Proc
Increase	\$ 62,822	to	14200403/PBE04ST11929135/508026	Inspections
Increase	\$690,795	to	14200403/PBE04ST11929135/508027	Construction
Increase	\$106,797	to	14200403/PBE04ST11929135/508016	Design
Increase	\$ 18,846	to	14200403/PBE04ST11929135/508024	Testing

.....  
Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-413 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$1,715,945 to fund Montwood Median Landscaping. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 35,019	to	14200403/PBE04ST12129136/508024	Testing
Increase	\$1,283,541	to	14200403/PBE04ST12129136/508027	Construction
Increase	\$ 116,731	to	14200403/PBE04ST12129136/508026	Inspections
Increase	\$ 198,442	to	14200403/PBE04ST12129136/508016	Design
Increase	\$ 500	to	14200403/PBE04ST12129136/508022	Administration
Increase	\$ 81,712	to	14200403/PBE04ST12129136/508051	Management
Increase	\$1,715,945	to	14200403/PBE04ST12129136/407020	Bond Proc

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-414 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$2,856,901 to fund North Park Drainage-Concrete Lining. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$2,137,317	to	14200403/PBE04ST12229137/508027	Construction
Increase	\$ 500	to	14200403/PBE04ST12229137/508022	Administration
Increase	\$ 58,304	to	14200403/PBE04ST12229137/508024	Testing
Increase	\$ 194,347	to	14200403/PBE04ST12229137/508026	Inspections
Increase	\$ 136,043	to	14200403/PBE04ST12229137/508051	Management
Increase	\$2,856,901	to	14200403/PBE04ST12229137/407020	Bond Proc
Increase	\$ 330,390	to	14200403/PBE04ST12229137/508016	Design

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-415 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$1,540,271 to fund Open Space Enhancements. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$1,540,271	to	14200403/PBE04ST12429139/407020	Bond Proc
Increase	\$ 178,506	to	14200403/PBE04ST12429139/508016	Design
Increase	\$ 31,425	to	14200403/PBE04ST12429139/508024	Testing
Increase	\$ 500	to	14200403/PBE04ST12429139/508022	Administration
Increase	\$ 104,751	to	14200403/PBE04ST12429139/508026	Inspections
Increase	\$ 73,326	to	14200403/PBE04ST12429139/508051	Management
Increase	\$1,151,763	to	14200403/PBE04ST12429139/508027	Construction

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-416 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$1,715,945 to fund Pebble Hills Median Landscaping. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 116,731	to	14200403/PBE04ST12629141/508026	Inspections
Increase	\$1,715,945	to	14200403/PBE04ST12629141/407020	Bond Proc
Increase	\$ 35,019	to	14200403/PBE04ST12629141/508024	Testing
Increase	\$ 198,442	to	14200403/PBE04ST12629141/508016	Design
Increase	\$ 81,712	to	14200403/PBE04ST12629141/508051	Management
Increase	\$ 500	to	14200403/PBE04ST12629141/508022	Administration
Increase	\$1,283,541	to	14200403/PBE04ST12629141/508027	Construction

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-417 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$4,149,759 to fund Roseway-Zaragosa to Carnes. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 42,000	to	14200403/PBE04ST12729142/508000	Land Acquist
Increase	\$ 165,131	to	14200403/PBE04ST12729142/508051	Management
Increase	\$ 70,771	to	14200403/PBE04ST12729142/508024	Testing
Increase	\$ 401,033	to	14200403/PBE04ST12729142/508016	Design
Increase	\$ 235,902	to	14200403/PBE04ST12729142/508026	Inspections
Increase	\$4,149,759	to	14200403/PBE04ST12729142/407020	Bond Proc
Increase	\$3,234,422	to	14200403/PBE04ST12729142/508027	Construction
Increase	\$ 500	to	14200403/PBE04ST12729142/508022	Administration

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-418 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$700,000 to fund Sign Replacements Citywide. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$700,000	to	14200403/PBE04ST12829143/407020	Bond Proc
Increase	\$700,000	to	14200403/PBE04ST12829143/508027	Construction

.....  
Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-419 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$30,000 to fund Signal & Flasher Installation - D7. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$30,000	to	14200403/PBE04ST12929144/508027	Construction
Increase	\$30,000	to	14200403/PBE04ST12929144/407020	Bond Proc

.....  
Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-420 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$518,893 to fund Signal & Flasher Installation - D8. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$518,893	to	14200403/PBE04ST13029145/407020	Bond Proc
Increase	\$518,893	to	14200403/PBE04ST13029145/508027	Construction

.....  
Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-421 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$1,100,000 to fund Signal & Flasher Installation Citywide. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$1,100,000	to	14200403/PBE04ST13129146/508027	Construction
Increase	\$1,100,000	to	14200403/PBE04ST13129146/407020	Bond Proc

.....  
Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-422 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$7,000,000 to fund Street Resurfacing Citywide. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$6,939,207	to	14200403/PBE04ST13229147/508027	Construction
Increase	\$ 60,293	to	14200403/PBE04ST13229147/508024	Testing
Increase	\$7,000,000	to	14200403/PBE04ST13229147/407020	Bond Proc
Increase	\$ 500	to	14200403/PBE04ST13229147/508022	Administration

.....  
Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to postpone one (1) week budget transfer BT2004-423 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$2,980,100 to fund Street Resurfacing - D2. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$2,980,100	to	14200403/PBE04ST13329148/407020	Bond Proc
Increase	\$ 500	to	14200403/PBE04ST13329148/508022	Administration
Increase	\$ 25,620	to	14200403/PBE04ST13329148/508024	Testing
Increase	\$2,953,980	to	14200403/PBE04ST13329148/508027	Construction

.....  
 Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-424 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$1,134,803 to fund Street Resurfacing - D7. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$1,124,543	to	14200403/PBE04ST13429149/508027	Construction
Increase	\$ 9,760	to	14200403/PBE04ST13429149/508024	Testing
Increase	\$ 500	to	14200403/PBE04ST13429149/508022	Administration
Increase	\$1,134,803	to	14200403/PBE04ST13429149/407020	Bond Proc

.....  
 Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-425 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$2,538,545 to fund Street Resurfacing - D8. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 24,248	to	14200403/PBE04ST13529150/508024	Testing
Increase	\$ 500	to	14200403/PBE04ST13529150/508022	Administration
Increase	\$2,513,797	to	14200403/PBE04ST13529150/508027	Construction
Increase	\$2,538,545	to	14200403/PBE04ST13529150/407020	Bond Proc

NOTE: Budget transfer was revised from "...PBE04ST13529~~450~~..." to "...PBE04ST13529~~150~~..."

.....  
 Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-426 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$705,000 to fund Sunland Park - Doniphan to TX/NM State Line-D8. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$705,000	to	14200403/PPWST0301629151/508027	Construction
Increase	\$705,000	to	14200403/PPWST0301629151/407020	Bond Proc

.....  
 Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-427 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$1,500,000 to fund Unpaved Rights of Way Citywide. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$1,500,000	to	14200403/PBE04ST13629152/407020	Bond Proc
Increase	\$ 102,041	to	14200403/PBE04ST13629152/508026	Inspections
Increase	\$ 500	to	14200403/PBE04ST13629152/508022	Administration
Increase	\$ 173,470	to	14200403/PBE04ST13629152/508016	Design
Increase	\$ 30,612	to	14200403/PBE04ST13629152/508024	Testing
Increase	\$ 71,429	to	14200403/PBE04ST13629152/508051	Management
Increase	\$1,121,948	to	14200403/PBE04ST13629152/508027	Construction

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to postpone one (1) week budget transfer BT2004-428 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$2,548,626 to fund Unpaved Rights of Way - D2. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 500	to	14200403/PBE04ST13729153/508022	Administration
Increase	\$ 294,739	to	14200403/PBE04ST13729153/508016	Design
Increase	\$2,548,626	to	14200403/PBE04ST13729153/407020	Bond Proc
Increase	\$ 173,376	to	14200403/PBE04ST13729153/508026	Inspections
Increase	\$ 52,013	to	14200403/PBE04ST13729153/508024	Testing
Increase	\$ 121,363	to	14200403/PBE04ST13729153/508051	Management
Increase	\$1,906,635	to	14200403/PBE04ST13729153/508027	Construction

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-429 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$2,000,000 to fund Unpaved Rights of Way - D8. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 40,816	to	14200403/PBE04ST13829154/508024	Testing
Increase	\$2,000,000	to	14200403/PBE04ST13829154/407020	Bond Proc
Increase	\$1,496,100	to	14200403/PBE04ST13829154/508027	Construction
Increase	\$ 231,292	to	14200403/PBE04ST13829154/508016	Design
Increase	\$ 500	to	14200403/PBE04ST13829154/508022	Administration
Increase	\$ 136,054	to	14200403/PBE04ST13829154/508026	Inspections
Increase	\$ 95,238	to	14200403/PBE04ST13829154/508051	Management

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-430 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$3,588,522 to fund Upper Valley- Country Club to Romer Ray. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$2,714,848	to	14200403/PBE04ST13929155/508027	Construction
Increase	\$ 873,174	to	14200403/PBE04ST13929155/508016	Design
Increase	\$ 500	to	14200403/PBE04ST13929155/508022	Administration
Increase	\$3,588,522	to	14200403/PBE04ST13929155/407020	Bond Proc

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-431 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$147,710 to fund Verdeland-Lomaland to Eastland. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$147,710	to	14200403/PBE04ST14029156/407020	Bond Proc
Increase	\$ 500	to	14200403/PBE04ST14029156/508022	Administration
Increase	\$147,210	to	14200403/PBE04ST14029156/508016	Design

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-432 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$2,068,716 to fund Wenda-San Jose to Rosedale. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 500	to	14200403/PBE04ST14129157/508022	Administration
Increase	\$ 38,239	to	14200403/PBE04ST14129157/508024	Testing
Increase	\$1,596,600	to	14200403/PBE04ST14129157/508027	Construction
Increase	\$ 216,688	to	14200403/PBE04ST14129157/508016	Design
Increase	\$ 89,225	to	14200403/PBE04ST14129157/508051	Management
Increase	\$ 127,464	to	14200403/PBE04ST14129157/508026	Inspections
Increase	\$2,068,716	to	14200403/PBE04ST14129157/407020	Bond Proc

.....  
 Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-433 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$372,349 to fund Fire Station #18 Rehab. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 500	to	14200404/PBE04FI10129158/508022	Administration
Increase	\$267,037	to	14200404/PBE04FI10129158/508027	Construction
Increase	\$ 22,250	to	14200404/PBE04FI10129158/508035	Comm Equip
Increase	\$ 7,077	to	14200404/PBE04FI10129158/508024	Testing
Increase	\$ 35,384	to	14200404/PBE04FI10129158/508016	Design
Increase	\$372,349	to	14200404/PBE04FI10129158/407020	Bond Proc
Increase	\$ 16,512	to	14200404/PBE04FI10129158/508051	Management
Increase	\$ 23,589	to	14200404/PBE04FI10129158/508026	Inspections

.....  
 Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-434 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$1,698,036 to fund Fire Station #35 (Loop 375 & Roberta Lynn). Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$1,187,702	to	14200404/PBE04FI10529162/508027	Construction
Increase	\$ 73,759	to	14200404/PBE04FI10529162/508051	Management
Increase	\$ 31,611	to	14200404/PBE04FI10529162/508024	Testing
Increase	\$ 168,593	to	14200404/PBE04FI10529162/508016	Design
Increase	\$1,698,036	to	14200404/PBE04FI10529162/407020	Bond Proc
Increase	\$ 103,000	to	14200404/PBE04FI10529162/508000	Land Acquist
Increase	\$ 500	to	14200404/PBE04FI10529162/508022	Administration
Increase	\$ 27,500	to	14200404/PBE04FI10529162/508035	Comm Equip
Increase	\$ 105,371	to	14200404/PBE04FI10529162/508026	Inspections

.....  
 Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-435 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$256,500 to fund Henderson Health Center. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 26,889	to	14200405/PBE04HE10129163/508016	Design
Increase	\$ 5,299	to	14200405/PBE04HE10129163/508024	Testing
Increase	\$ 500	to	14200405/PBE04HE10129163/508022	Administration
Increase	\$256,500	to	14200405/PBE04HE10129163/407020	Bond Proc
Increase	\$193,786	to	14200405/PBE04HE10129163/508027	Construction
Increase	\$ 17,662	to	14200405/PBE04HE10129163/508026	Inspections
Increase	\$ 12,364	to	14200405/PBE04HE10129163/508051	Management

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-436 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$306,000 to fund Ysleta Health Center Roof/HVAC. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$306,000	to	14200405/PBE04HE10229164/407020	Bond Proc
Increase	\$ 500	to	14200405/PBE04HE10229164/508022	Administration
Increase	\$ 20,000	to	14200405/PBE04HE10229164/508026	Inspections
Increase	\$ 30,100	to	14200405/PBE04HE10229164/508016	Design
Increase	\$ 6,000	to	14200405/PBE04HE10229164/508024	Testing
Increase	\$220,400	to	14200405/PBE04HE10229164/508027	Construction
Increase	\$ 14,000	to	14200405/PBE04HE10229164/508051	Management
Increase	\$ 15,000	to	14200405/PBE04HE10229164/508060	Environ Costs

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-437 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$200,000 to fund ADA Compliance - Municipal Facilities. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$ 23,118	to	14200406/PBE04MF10129165/508016	Design
Increase	\$149,170	to	14200406/PBE04MF10129165/508027	Construction
Increase	\$ 13,606	to	14200406/PBE04MF10129165/508026	Inspections
Increase	\$ 4,082	to	14200406/PBE04MF10129165/508024	Testing
Increase	\$200,000	to	14200406/PBE04MF10129165/407020	Bond Proc
Increase	\$ 9,524	to	14200406/PBE04MF10129165/508051	Management
Increase	\$ 500	to	14200406/PBE04MF10129165/508022	Administration

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-438 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$225,033 to fund Memorial Park Branch Library. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$225,033	to	14200408/PBE04LI10229167/407020	Bond Proc
Increase	\$ 500	to	14200408/PBE04LI10229167/508022	Administration
Increase	\$ 12,350	to	14200408/PBE04LI10229167/508026	Inspections
Increase	\$ 3,705	to	14200408/PBE04LI10229167/508024	Testing
Increase	\$ 26,000	to	14200408/PBE04LI10229167/508035	Comm Equip
Increase	\$ 8,645	to	14200408/PBE04LI10229167/508051	Management
Increase	\$ 34,580	to	14200408/PBE04LI10229167/508016	Design
Increase	\$139,253	to	14200408/PBE04LI10229167/508027	Construction

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-439 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$43,500 to fund Eastside Senior Center. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$43,500	to	14200401/PBE04PA10129101/508022	Administration
Increase	\$43,500	to	14200401/PBE04PA10129101/407020	Bond Proc

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-440 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$2,500,000 to fund Public Safety Communication System. Funding Source is Fiscal Year 2004 GO Bonds.

Increase	\$2,500,000	to	14200411/PBE04MF10229168/407020	Bond Proc
Increase	\$2,499,500	to	14200411/PBE04MF10229168/508035	Comm Equip
Increase	\$ 500	to	14200411/PBE04MF10229168/508022	Administration

.....  
Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve budget transfer BT2004-456 OMB

To establish necessary appropriations for the purchase of capital equipment as authorized by the 2004 general obligation authorization.

Increase	\$ 9,200	to	04200401/PMB000500129201/508003	Bldg Imprvt
Increase	\$ 35,545	to	04200401/PMB000500129201/508004	PubUsFac/Eq
Increase	\$ 140,000	to	04200401/PMB000500129201/508006	Veh Equip
Increase	\$ 15,995	to	04200401/PMB000500129201/508008	MjOfEq&App
Increase	\$ 30,750	to	04200401/PMB000500129201/508009	Furn & Fix
Increase	\$ 72,000	to	04200401/PMB000500129201/508029	Hvy/OffRdEq
Increase	\$ 75,200	to	04200401/PMB000500129201/508035	Comm Equip
Increase	\$ 378,690	to	04200401/PMB000500129201/407020	BndProc-Prp1
Increase	\$ 215,000	to	04200401/PMB000500329203/508006	Veh Equip
Increase	\$ 834,000	to	04200401/PMB000500329203/508029	Hvy/OffRdEq
Increase	\$1,049,000	to	04200401/PMB000500329203/407020	BndProc-Prp3
Increase	\$ 185,000	to	04200401/PMB000500429204/508006	Veh Equip
Increase	\$ 410,972	to	04200401/PMB000500429204/508007	PubSftyEquip
Increase	\$ 10,000	to	04200401/PMB000500429204/508008	MjOfEq&App
Increase	\$ 38,400	to	04200401/PMB000500429204/508009	Furn & Fix
Increase	\$ 107,450	to	04200401/PMB000500429204/508012	Med/SciEquip
Increase	\$4,100,000	to	04200401/PMB000500429204/508029	Hvy/OffRdEq
Increase	\$ 992,865	to	04200401/PMB000500429204/508035	Comm Equip
Increase	\$5,844,687	to	04200401/PMB000500429204/407020	BndProc-Prp4
Increase	\$ 264,000	to	04200401/PMB000500529205/508006	Veh Equip
Increase	\$ 18,424	to	04200401/PMB000500529205/508008	MjOfEq&App
Increase	\$ 16,374	to	04200401/PMB000500529205/508009	Furn & Fix
Increase	\$ 26,920	to	04200401/PMB000500529205/508012	Med/SciEquip
Increase	\$ 53,600	to	04200401/PMB000500529205/508035	Comm Equip
Increase	\$ 379,318	to	04200401/PMB000500529205/407020	BndProc-Prp5
Increase	\$ 4,000	to	04200401/PMB000500729207/508004	PubUsFac/Eq
Increase	\$ 28,000	to	04200401/PMB000500729207/508008	MjOfEq&App
Increase	\$ 10,000	to	04200401/PMB000500729207/508012	Med/SciEquip
Increase	\$ 106,000	to	04200401/PMB000500729207/508029	Hvy/OffRdEq
Increase	\$ 148,000	to	04200401/PMB000500729207/407020	BndProc-Prp7
Increase	\$ 10,639	to	04200401/PMB000500829208/508008	MjOffEq&App
Increase	\$ 113,946	to	04200401/PMB000500829208/508009	Furn & Fix
Increase	\$ 613	to	04200401/PMB000500829208/508010	DtaProcEquip
Increase	\$ 74,287	to	04200401/PMB000500829208/508035	Comm Equip
Increase	\$ 199,485	to	04200401/PMB000500829208/407020	BndProc-Prp8
Increase	\$5,990,000	to	04200401/PMB000500929209/508006	Veh Equip
Increase	\$ 369,535	to	04200401/PMB000500929209/508007	PubSftyEquip
Increase	\$ 3,500	to	04200401/PMB000500929209/508008	MjOffEq&App

Increase	\$ 508,050	to	04200401/PMB000500929209/508009	Furn & Fix
Increase	\$ 450,000	to	04200401/PMB000500929209/508035	Comm Equip
Increase	\$7,321,085	to	04200401/PMB000500929209/407020	BndProcPrp-9
Increase	\$ 2,000	to	04200401/PMB000501129211/508003	Bldg Imprvt
Increase	\$ 85,700	to	04200401/PMB000501129211/508006	Veh Equip
Increase	\$ 82,000	to	04200401/PMB000501129211/508008	MjOffEq&App
Increase	\$ 130,287	to	04200401/PMB000501129211/508009	Furn & Fix
Increase	\$4,232,348	to	04200401/PMB000501129211/508010	DtaProcEquip
Increase	\$ 10,000	to	04200401/PMB000501129211/508029	Hvy/OffRdEq
Increase	\$ 123,000	to	04200401/PMB000501129211/508035	Comm Equip
Increase	\$4,665,335	to	04200401/PMB000501129211/407020	BndPrcPrp-11

.....  
 \*Motion made, seconded and unanimously carried to approve the request of Islamic Weekend School to block off Missouri St. between Luna St. and Grama St. on March 7, 2004 from 10:00 a.m. to 5:00 p.m. for a block party. Approximately 150 persons will take part. Barricades must be manned according to the State's "Manual of Uniform Traffic Control Devices". PERMIT NO. 04-008 [Dornase Britton]  
 .....

\*Motion made, seconded and unanimously carried to approve the request of Northeast Civic Leaders Council to hold a parade on April 10, 2004 from 7:00 a.m. to 12:30 p.m. Route Line up on Diana (northbound) from Railroad intersection north to Hercules; parade to be on northbound Diana Dr. to Northgate Shopping Center. Approximately 1,200 persons, 150 vehicles, 30 animals will take part and 8,000 to 10,000 spectators are anticipated. PERMIT NO. 04-006 [Jack Sturgis]  
 .....

Motion made, seconded and unanimously carried to move to the regular agenda the request of KHRO Radio to use amplification (P.A. system with 1 amplifier and 2 speakers) at Cincinnati St. near Mesa facing Stanton St. on February 24, 2004 from 7:00 p.m. to 2:00 a.m. for a street festival. Approximately 4 persons will take part and 3,000 spectators are anticipated. PERMIT NO. 04-009 [Ben Van Horn]

Representative Austin clarified that the item was for an amplification permit and explained that an agreement had been reached between area residents and the radio station. She moved to approve with certain modifications: that all sound amplification would cease at 10:00 p.m. and that after 10:00 p.m., noise however generated would be kept at 50 decibels. There was no second.

Representatives Cushing, Lozano, Cook and Cobos asked questions of City staff members and/or made comments.

Mr. R. Alan Shubert, Building Permits and Inspections Director, Ms. Teresa Garcia, Assistant City Attorney and Commander Cliff Walsh, El Paso police Department, provided administrative information.

Motion made by Representative Cook, seconded by Representative Power and carried to approve the request of KHRO Radio to use amplification (P.A. system with 1 amplifier and 2 speakers) at Cincinnati St. near Mesa facing Stanton St. on February 24, 2004 from 7:00 p.m. to 10:00 p.m. for a street festival. Approximately 4 persons will take part and 3,000 spectators are anticipated. PERMIT NO. 04-009 [Ben Van Horn]

AYES: Representatives Cook, Power, Escobar, Cobos and Mayor Wardy  
 NAYS: Representatives Austin, Cushing, Lozano and Rojas

Motion to approve as posted passed. Mayor Joe Wardy voted AYE to break the tie.  
 .....

Motion made by Representative Cushing, seconded by Representative Austin and unanimously carried to delete the Introduction of an Ordinance of the City Council of the City of El Paso, Texas, calling a Special Election to be held on May 15, 2004 on the question of exempting the City of El Paso and all retirement and benefit plans established and maintained by the City of El Paso providing certain benefits for Public Officers and employees from the application of Article XVI, Section 66 of the Texas Constitution; making provisions for the conduct of the election; and other provisions incident and related to the purpose of this Ordinance.

NOTE: Ordinance was moved to the forefront and into executive session.

.....  
Motion made by Representative Cushing, seconded by Representative Austin and unanimously carried to take no action on the item posted for the Introduction of an Ordinance of the City Council of the City of El Paso, Texas, calling a Special Election to be held on May 15, 2004 for the qualified electors in Representative District VI for the submission of the question of the recall and removal of District Representative Paul Escobar from office, making provisions for the conduct of the election and other provisions incident and related to the purpose of this ordinance.

NOTE: Ordinance was moved into executive session.

.....  
Motion made by Representative Cobos, seconded by Representative Cook and unanimously carried that the following Ordinances, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be advertised for public hearing: Representative Escobar was not present for the vote.

- A. An Ordinance changing the zoning of a portion of Lot 36, Block 1, Parkland East Subdivision Unit 2, El Paso, El Paso County, Texas (6240 Quail Avenue) from C-1 (Commercial) to R-3A (Residential). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant / Representative: Karma JKS Properties, Inc.; 6236 Quail Avenue, El Paso, TX 79924. ZON04-00009
- B. An Ordinance changing the zoning of Tract 2A, Block 37, Ysleta Grant, El Paso, El Paso County, Texas (Zaragoza Road South of Pence Road) from R-4 (Residential) to C-1 (Commercial) and imposing certain conditions. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Everardo and Martha Yoshida / Representative: Javier Ortiz, 9008 Turrentine, El Paso, TX 79925. ZON03-00083
- C. An Ordinance changing the zoning of Parcel 1: Tract 3A, S.A. & M.G. Railroad Survey No. 266, El Paso, El Paso County, Texas from R-3 (Residential) to C-1 (Commercial) and imposing certain conditions, Parcel 2: Tract 4, W.H. Lenox Survey No. 432, El Paso, El Paso County, Texas from R-3 (Residential) to C-3 (Commercial) and imposing certain conditions. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: The Downing Revocable Living Trust / Representative: McCormick Architecture LLC, 4110 Rio Bravo, Ste 432, El Paso, TX 79902. ZON03-00088

#### **PUBLIC HEARING WILL BE HELD ON MARCH 16, 2004 FOR ITEMS A – C**

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

.....  
No action was taken on the following item: Progress Report of permitting & processing efficiencies implemented in the Departments of Building Permits & Inspections, Engineering, and Planning Research & Development as outlined by initiatives completed (prior six months) and in progress (short-, mid-, and long-term improvements) to streamline processes and provide cost-efficient services.

Ms. Patricia D. Adauto, Deputy CAO, Building and Planning Services, provided Council Members with backup information (on file in the City Clerk's office) and expounded on the efficiencies and progresses within the Building Permits & Inspections, Engineering and Planning, Research and Development Department. She answered questions from and responded to comments made by the Council Members.

Representative Power applauded City staff regarding the three day time frame commencing from the initial plan review to the issuance of permits. He requested that employees focus on promoting service and questioned whether or not Building Permits & Inspections could increase enforcement regarding remodeling or building without appropriate permits.

Representative Cook requested that a "secret shopper" be implemented.

Mr. Jim Martinez, Chief Administrative Officer, explained that approaches to the day-to-day processes had been revitalized and added that the El Paso Association of Builders were pleased with those implemented changes.

Representative Austin requested that the "Common Errors and Omissions in Submitted Plans" report be printed in English and Spanish and requested that the Building Permits & Inspections Department be informed when special conditions regarding land use contracts were imposed.

Ms. Richarda Duffy Momsen, City Clerk, informed the Council that the City Marshal position had been filled by an El Paso Police Department Officer and added that the officer had met with Building Permits and Inspections staff.

Motion made by Representative Cook, seconded by Representative Cushing and unanimously carried to instruct the Building and Planning Services Department to bring back to Council for discussion and action in one (1) week the February 2004 Progress Report of the Building & Zoning Advisory Committee's (BZAC) revised project scope, project schedule and policy direction given to the project.

Motion made by Representative Cook, seconded by Representative Power and unanimously carried to concur with the revised project scope.

- AYES: Representatives Austin, Cushing, Cook, Power, and Escobar
- NAYS: None
- NOT PRESENT: Representatives Lozano, Rojas, and Cobos

Motion made by Representative Austin, seconded by Representative Power and unanimously carried to reconsider the previous motion.

- AYES: Representatives Austin, Cushing, Cook, Power, and Escobar
- NAYS: None
- NOT PRESENT: Representatives Lozano, Rojas, and Cobos

Ms. Patricia Adauto, Deputy CAO for Building and Planning Services, introduced Mr. Roland Correra, Chairman and Mr. Conrad Conde, Vice-Chairman of the Building and Zoning Advisory Committee and provided a detailed progress report to the Council Members (on file in the City Clerk's office). She explained that the Building & Zoning Advisory Committee began rewriting the Zoning and Building Construction Regulations in June of 1999. She requested that the Council Members approve the 1. amended scope of work; 2. project schedule; and 3. affirm the policy direction of the BZAC. She answered questions from and responded to comments made by the Council Members.

Representative Cook requested that the BZAC provide timely updates to the Council Members regarding their recommendations.



Mr. Bernie Sargeant, Chairman of the El Paso Historic Commission, provided a brief explanation and requested that the Council support the resolution.

Motion made by Representative Cushing, seconded by Representative Rojas and unanimously carried to approve the above Resolution.

Representative Escobar was not present for the vote.

NOTE: Resolution was revised from "Texas Mountain Train" to "Texas Mountain Trail".

.....  
\*Motion made, seconded and unanimously carried to postpone one (1) week the discussion and action on the extension of the contract of Access Administrators & Advantage Care Network and awarding of Employee Assistance Program (EAP) request for proposal.

.....  
Motion made by Representative Austin, seconded by Representative Power and unanimously carried to approve the recommendation of the 2000 Bond Overview Advisory Committee to construct the **Westside Sports Complex** on approximately 35 acres of PSB land adjacent to the Northwest Campus of the El Paso Community College (EPCC) and the new Canutillo Independent School District (CISD) high school and that the Westside Sports Complex be moved from original year 7 to the program year 4 (current year).

NOTE: This Item was considered together with the other two items regarding the 2000 Bond Overview Advisory Committee regarding the Westside Sports Complex.

Mr. Juan Contreras, Perspective +3 D/I, requested Council's approval and noted that the Parks & Recreation Advisory Board and the Bond Overview Advisory Committee had unanimously approved.

.....  
Motion made by Representative Austin, seconded by Representative Power and unanimously carried to approve the recommendation of the 2000 Bond Overview Advisory Committee to construct the **Westside Recreational Center and the Westside Regional Park** at the 3 Hills Park - Mulberry Dam property (City-owned) and that the Westside Recreational Center (original year 6) and Westside Regional Park (original year 3) be moved to the program year 4 (current year).

NOTE: This Item was considered together with the other two items regarding the 2000 Bond Overview Advisory Committee regarding the Westside Sports Complex.

.....  
Motion made by Representative Austin, seconded by Representative Power and unanimously carried to approve the recommendation of the 2000 Bond Overview Advisory Committee to re-allocate \$800,000 from Westside Regional Park to the Westside Sport Complex. The current Westside Regional Park budget of \$5,000,000 includes \$800,000 for the purchase of land and/or lease with the Public Service Board (PSB). It is recommended that this \$800,000 be re-allocated to the Westside Sports Complex due to the fact that the recommended site for the Westside Regional Park is at the 3 Hills Park - Mulberry Dam property which is owned by the City Of El Paso. The \$800,000 re-allocated to the sports complex would be used as part of the project budget to either purchase 35 acres of PSB land or to augment the development budget to leverage greater benefits under possible joint use agreements with the El Paso Community College and the Canutillo Independent School District.

NOTE: This Item was considered together with the other two items regarding the 2000 Bond Overview Advisory Committee regarding the Westside Sports Complex. Request was revised to add "and/or lease with the Public Service Board (PSB).

Representative Austin moved to amend the agenda item to state "lease or purchase" and noted that the City would enter into Joint Use Agreements with other taxing entities pertaining to parking lots and playing fields.

Mr. Juan Contreras, Perspectiva +3 D/I, explained the amenities of the Westside Sports Complex.

Mayor Joe Wardy commented on the location and involvement of the other entities.

Representatives Cook and Power commented on PSB land and purchases of said land.

Ms. Richarda Duffy Momsen, City Clerk, clarified the amendment to state "the purchase of land or the lease of the land".

.....  
Motion made by Representative Cook, seconded by Representative Cushing and unanimously carried to approve the recommendation of the 2000 Bond Overview Advisory Committee to move the following projects from the indicated priority year to program year 4 (current year):

No.	Name	Budget	Dist	Orig. Yr
1.	Veterans Park	\$2,154,000	4	8
2.	Grandview Park & Pool	\$ 652,000	2	5
3.	Rose Garden	<u>\$ 500,000</u>	2	7
	Total	\$3,306,000		

.....  
Motion made by Representative Cushing, seconded by Representative Cobos and unanimously carried to approve the recommendation of the 2000 Bond Overview Advisory Committee to combine the budget for two Park projects in District 2 into one overall budget and bid Memorial Park Projects as such.

No.	Name	Budget
1.	Memorial Park & Pool Project	\$2,657,500
2.	Memorial Reserve Area	<u>\$ 30,000</u>
	Total	\$2,687,500

Combining the budget of the two Memorial Park projects to reflect the bid documents will allow the Parks Department to select the best value bid alternates based on the combined total project costs.

.....  
\*Motion made, seconded and unanimously carried to delete the discussion and action on the recommendation by the 2000 Bond Overview Advisory Committee to change the BOAC bylaws provision 2.06.50 Quorum - Final Action, approved on June 13, 2000 - Ordinance Number 014505, to allow discussion and action with four (4) BOAC members present once the quorum of five (5) members has been established. Modification of BOAC by-laws to allow discussion and action with four (4) members will eliminate delays due to scheduling conflicts by BOAC members.

.....  
**RESOLUTION**

**WHEREAS**, the City Council of the City of El Paso, by Resolution dated March 12, 2002 determined that the competitive sealed proposal method is the project method that provides the best value to the City when entering into a contract for the construction of a facility; and

**WHEREAS**, the selection of a construction contractor for the Cleveland Square Redevelopment-Main Library Addition Remodeling, New History Museum & Cleveland Square Park shall be accomplished through the use of the Competitive Sealed Proposal Method; and

**WHEREAS**, certain procedures must be met under state law when selecting a contractor for construction of a facility through competitive sealed proposals; and

**WHEREAS**, the City has followed the required procedures by preparing a request for competitive sealed proposals that includes construction documents, selection criteria used in selecting the successful offeror, estimated budget, project scope, schedule, and other information that contractors may require to respond to the request; and

**WHEREAS**, the City has received, publicly opened, and read aloud the names of the offerors and the prices stated in each proposal and has, no later than the 45<sup>th</sup> day after the date of opening the proposals, evaluated and ranked each proposal submitted in relation to the published selection criteria; and

**WHEREAS**, the City selects Silverton Construction Company, Inc. as the offeror that offers the best value to the City based on the published selection criteria and on its ranking evaluation; and

**WHEREAS**, the City has successfully negotiated a contract with Silverton Construction Company, Inc. and has, along with the engineer, discussed with Silverton Construction Company, Inc. options for a scope or time modification and price change associated with the modification.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

**THAT** the City of El Paso hereby awards Contract Bid Number 2004-013 Cleveland Square Redevelopment-Main Library Addition Remodeling, New History Museum & Cleveland Square Park to Silverton Construction Company, Inc. in the amount of \$12,614, 750.00, as this offeror provides the best value to the City based on the published criteria and on its ranking evaluation; and

**THAT** the Mayor be authorized to sign the contract referenced above as approved by the City Engineer, Contract Compliance, P+3 Project Manager, and the City Attorney; and

**THAT** the Mayor be authorized to execute budget transfers for this award and project as necessary; and

**THAT** the City Engineer is hereby authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order and 10% of the original contract price as awarded, without further authorization by City Council.

Representative Cook asked Mr. Byron Johnson, Director of Purchasing, when was the completion date scheduled.

Mr. Byron Johnson, Director of Purchasing, provided an artists rendering of the project and gave an estimated timeline.

Motion made by Representative Cobos, seconded by Representative Lozano and unanimously carried to approve the above Resolution.

**ORDINANCE 15695**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AUTHORIZING THE MAYOR TO SIGN A SPECIAL WARRANTY DEED CONVEYING TO EP LAND ACQUISITION, L.L.C., A TEXAS LIMITED LIABILITY COMPANY, LAND TOTALING APPROXIMATELY 45.6 ACRES, BEING TWO PARCELS 28.7072 ACRES AND 16.8879 ACRES RESPECTIVELY, LOCATED IN TRACT 1A, SECTION 31, BLOCK 80, TOWNSHIP1, TEXAS AND PACIFIC RAILWAY COMPANY SURVEYS, EL PASO, EL PASO COUNTY, TEXAS, LOCATED NEAR SEAN HAGGERTY AND MCCOMBS STREETS IN THE CITY.**

Representative Cobos moved to postpone the item for one week. There was no second.

Mr. Richard Schetor, citizen, asked for clarification.

Mayor Joe Wardy explained that the Special Warranty Deed would be issued following the Council's approval.

Representatives Cook and Cushing made comments.

Representative Austin read the sales price of the land into the record as \$1,211,005.00.

The City Clerk called for further public comment. There was no further public comment.

Motion duly made by Representative Cook, seconded by Representative Cushing, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES:	Council Members Austin, Cushing, Lozano, Cook, Power, Escobar, Rojas and Cobos
NAYS:	None
Absent:	None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....  
**ORDINANCE 15696**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 12 (VEHICLES AND TRAFFIC), CHAPTER 12.40 (SIZE, WEIGHT AND CLASS RESTRICTIONS), SECTION 12.40.070 (MAXIMUM VEHICLE WEIGHT ALLOWED ON CERTAIN BRIDGES AND STREETS) TO DELETE THE COTTON STREET BRIDGE BETWEEN TEXAS AVENUE AND GATEWAY BOULEVARD WEST FROM SUCH RESTRICTIONS.**

Mr. Ted Marquez, Traffic Engineer Division Manager – Engineering, explained that the bridge had been reconstructed and was now able to sustain normal size and weight trucks.

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Cobos, seconded by Representative Cook, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES:	Council Members Austin, Cushing, Lozano, Cook, Power, Escobar, Rojas and Cobos
NAYS:	None
Absent:	None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....  
**ORDINANCE 15697**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 12 (VEHICLES AND TRAFFIC) CHAPTER 12.88 (SCHEDULES), SECTION 12.88.030 (SCHEDULE III PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS) TO ADD A NEW LOCATION ON THE SOUTH SIDE OF SAN ANTONIO AVENUE FROM COTTON STREET TO A POINT 475 FEET EAST THEREOF. THE PENALTY BEING AS PROVIDED IN SECTION 12.84.010 OF THE EL PASO MUNICIPAL CODE.**

Mr. Ted Marquez, Traffic Engineer Division Manager – Engineering, explained that the adjacent property owner had made the request due to the need for extra space in their loading zone.

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Cobos, seconded by Representative Cook, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Austin, Cushing, Lozano, Cook, Power, Escobar, Rojas and Cobos  
NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....  
\*Motion made, seconded and unanimously carried to postpone one (1) week an Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.010 (Schedule 1 - One Way Streets) to add a new location on Cincinnati Avenue, Westbound from Stanton Street to Mesa Street.

.....  
Motion made by Representative Cushing, seconded by Representative Cobos and unanimously carried to postpone one (1) week an Ordinance authorizing the Mayor to sign a Contract of Sale between the City of El Paso and Tropicana Homes, Inc., for the sale of Lots 79 and Lot 80, Sunrise Acres #1, El Paso, El Paso County.

.....  
**ORDINANCE 15698**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AUTHORIZING THE CITY OF EL PASO TO ENTER INTO A LEASE AGREEMENT WITH REM GOLF INC., FOR THE PURPOSE OF OPERATING A GOLF DRIVING RANGE WITH A CLUBHOUSE ON A PORTION OF TRACT 1A, BLOCK 1, ASCARATE GRANT, EL PASO, EL PASO COUNTY, TEXAS.**

Mr. Gonzalo Cedillos, Municipal Services, explained the provisions regarding the Lease Agreement.

Mr. Ralph Crouse, President of REM Golf Inc., stated that the golf lessons would continue, twice a month, and additionally, REM Golf provides lessons and free golf balls for Special Olympic participants.

The City Clerk called for further public comment. There was no further public comment.

Motion duly made by Representative Rojas, seconded by Representative Cushing, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Austin, Cushing, Lozano, Cook, Power, Escobar, Rojas and Cobos  
NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....  
Motion made by Representative Rojas, seconded by Representative Cobos and unanimously carried to deny an Ordinance changing the zoning of a Portion of Tract 36, Rosedale Farms No. 4, El Paso, El Paso, County, Texas (7515 Franklin Drive) from R-3 (Residential) to C-4 (Commercial) and imposing certain conditions. The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZON03-00070. Applicant: Richard Delgado / Representative: Luis de la Cruz, 9013 Lait, El Paso, TX 79925.

Mr. George G. Sarmiento, Director of Planning, Research and Development, gave a Powerpoint presentation and noted that the DCC (Development Coordinating Committee) had unanimously denied the zoning change request; however, the CPC (City Plan Commission) voted 7-0 to approve. He added that the Planning, Research and Development Department had received 29 letters in opposition and following the CPC meeting an additional 13 letters in opposition were received. He clarified that of the 42 letters received, only two letters were addressed within the affected area.

Ms. Aida Barrajas, Rosedale property owner, explained that the area was already heavy with traffic and commented on chemicals being placed in the water and air.

Ms. Amanda Estrada, speaking on behalf of her grandfather, provided Polaroid pictures and commented on ongoing traffic and pedestrian problems in the affected area. She answered questions from and responded to comments made by the Council Members.

Mr. Juan Sandoval, Tax Assessor Collector, noted for the record that the property was \$154.84 in delinquent taxes.

Mr. Luis de la Cruz, representing the owner/applicant, explained that improvements would be made to the property and added that the CPC had unanimously approved the rezoning request. He answered questions from and responded to comments made by the Council Members.

Representative Rojas enumerated her opposition to the rezoning request.

Representatives Cobos, Austin and Escobar added comments.

.....  
**ORDINANCE 15699**

The City Clerk read an Ordinance entitled: **AN ORDINANCE VACATING A PORTION OF RIM ROAD OUT OF MAP OF ALEXANDER ADDITION, AN UNRECORDED MAP IN THE CITY OF EL PASO, EL PASO COUNTY, TEXAS.**

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Austin, seconded by Representative Cushing, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Austin, Cushing, Lozano, Cook, Power, Escobar, Rojas and Cobos  
NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....  
**ORDINANCE 15700**

The City Clerk read an Ordinance entitled: **AN ORDINANCE VACATING A PORTION OF PHYSICIANS DRIVE. (F.K.A. GUERNSEY ROAD) RIGHT-OF-WAY ADJACENT TO TRACT 33, O.A. DANIELSON SURVEY NO. 310, CITY OF EL PASO, EL PASO COUNTY, TEXAS.**

Mr. Rudy Valdez, Chief Urban Planner, gave a Powerpoint presentation and noted that the DCC (Development Coordinating Committee) and CPC (City Plan Commission) had recommended approval.

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Escobar, seconded by Representative Cushing, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Cushing, Lozano, Cook, Escobar, Rojas and Cobos  
NAYS: None Absent: None

Council Members Austin and Power were not present for the vote.

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....  
**ORDINANCE 15701**

The City Clerk read an Ordinance entitled: **AN ORDINANCE VACATING A FIVE-FOOT (5') UTILITY EASEMENT LOCATED WITHIN A PORTION OF LOT 19, RANCHLAND COMMERCIAL DISTRICT, UNIT 2, AND LOT 20, BLOCK 1, RANCHLAND COMMERCIAL DISTRICT, UNIT 3, CITY OF EL PASO, EL PASO COUNTY, TEXAS.**

Mr. Rudy Valdez, Chief Urban Planner, gave a Powerpoint presentation and noted that the DCC (Development Coordinating Committee) and CPC (City Plan Commission) had recommended approval.

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Lozano, seconded by Representative Cushing, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Cushing, Lozano, Cook, Rojas and Cobos  
NAYS: None Absent: None

Council Members Austin, Power and Escobar were not present for the vote.

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....  
**ORDINANCE 15702**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AUTHORIZING THE CITY OF EL PASO TO ENTER INTO A JOINT USE AGREEMENT WITH WAL-MART STORE EAST, INC. FOR THE PURPOSE OF GRANTING EACH PARTY CERTAIN EASEMENT RIGHTS AND TO UNDERTAKE CERTAIN OBLIGATIONS IN CONNECTION WITH A PORTION OF LOT 5, BLOCK 11, VISTA DEL SOL UNIT 2, CITY OF EL PASO, EL PASO COUNTY, TEXAS AND A PORTION OF TRACT 3, BLOCK 1, ASCARATE GRANT, CITY OF EL PASO, EL PASO COUNTY TEXAS.**

Mr. Daryl Cole, Street Director, explained the Joint Use Agreement as it pertained to the ponding basin and noted that he would speak with the Building Permits and Inspections Department regarding the installation of a sidewalk for the area residents.

Representatives Lozano and Rojas commented on the need for a sidewalk for area residents.

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Rojas, seconded by Representative Cushing, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Cushing, Lozano, Cook, Escobar, Rojas and Cobos  
NAYS: None Absent: None

Council Members Austin and Power were not present for the vote.

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....  
\*Motion made, seconded and unanimously carried to postpone four (4) weeks the public hearing to determine if the property located at 150 Cherry Street, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated September 15<sup>th</sup>, 2003. The owners of this property, Juan and Maria Flores, 150 Cherry Street, El Paso, Texas 79915, have been notified of the violations at this property. Delinquent taxes in the amount of \$0.  
.....

#### RESOLUTION

WHEREAS, the Director for Building Permits and Inspections and the Fire Marshal of the City of El Paso have conducted an investigation and have reported to the City Council in writing that they are of the opinion that the structure located on the property at 8500 Block of Wells Road AKA 8515 Wells Road, in El Paso, Texas, which property is more particularly described as follows:

A portion of Tract 5, Boothville No. 5, El Paso County, Texas, according to the Map thereof on File in Book 5, Page 54, Plat Records of El Paso County, Texas

is dilapidated, substandard, and unfit for human habitation; is a hazard to public health, safety, and welfare; does not meet the minimum standards for continued use and occupancy contained in Titles 17 and 18 of the Municipal Code which are adopted and incorporated by reference into Section 18.52; and

WHEREAS, Claudio & Rita S. Saucedo, 538 Plum Street, Aurora, ILL 60506, record Owners, and all mortgagees and lienholders were duly notified according to law to appear at a public hearing before City Council at 9:00 a.m. on February 24<sup>th</sup>, 2004; and

WHEREAS, NO ONE, APPEARED,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That City Council having heard the evidence, makes the following findings:
  - a. That the structure located on said property is unsafe, substandard, unfit for human habitation or use, and therefore a hazard to the public health, safety, and welfare; and
  - b. That the structure is not in substantial compliance with municipal ordinances regulating fire protection, structural integrity, and disposal of refuse; and
  - c. Since the owners have failed to supply any drawings, plans, or reports to indicate otherwise, we find that the structure cannot be repaired.
2. That the City Council hereby orders Owners to comply with the following requirements:
  - a. That the Building be demolished within (30) days; and
  - b. That the premises be cleaned of all weeds, trash and debris within (30) days; and

- c. That the Owners of said Building are hereby ordered to comply with all requirements of the Resolution; and
  - d. The owners are advised that in order to obtain a certificate of occupancy, the entire building and its service systems must be brought into compliance with the current codes.
  - e. That upon failure of the Owners to comply with this Resolution, any mortgagees, lienholder, and other persons having an interest in the property have an additional ten (10) days to demolish the Building and clean the premises of all weeds, trash, and debris; and
3. That upon failure of the Owners to comply with this Order, the City of El Paso through its Director for Building Permits and Inspections may demolish the Building and clean the premises of all weeds, trash, and debris at its own expense, but for and on account of the Owners of said property; and
  4. That said Owners shall become personally liable for all costs incurred by City in connection with demolishing the Building and cleaning the premises of all weeds, trash and debris; and
  5. That the costs incurred by the City in connection with demolishing the Building and cleaning the premises of all weeds, trash, and debris shall become due and payable within thirty (30) days of the date of completion of the work and such cost shall be assessed as a lien against the property unless paid; and
  6. That upon failure of the Owners to comply with this Order, one or all of the following actions will be taken:
    - a. The City may perform any and all work needed to bring the property into compliance with this order, at its own expense but for and on account of the Owners of said property, the cost of which shall be assessed as a lien against the property; and
    - b. That upon failure of the Owners to comply with this order the City Council may assess a civil penalty against the property Owners in an amount not to exceed \$1,000.00 a day for each violation or, if the Owners show that the property is the Owner's lawful homestead, in an amount not to exceed ten (10) dollars a day for each violation; and
    - c. That upon failure of the Owners to comply with this order, the Owners may be confined in jail as permitted by state law; and
  7. That upon failure of the Owners, any mortgagees or lienholders to restore the Building so that it complies with all relevant City Code requirements, the City of El Paso, if applicable, may bring an action in District Court to request appointment of a receiver for the rehabilitation of said property pursuant to Section 214.003 of the Texas Local Government Code; and
  8. The Owners, any mortgagees, or lienholders have a right to appeal these findings to a court of competent jurisdiction within ten (10) days after notice of this Resolution. The findings shall become final after ten (10) days of receipt of Notice; and
  9. That any civil penalty or assessment imposed will accrue interest at a rate of ten (10) percent a year from the date of assessment until paid in full; and
  10. That the City Clerk is ordered to cause copies of this Resolution to be served on the record Owners and all other persons having interest in the property as provided by law.

According to the real property records of El Paso County, you own the property described in this notice. If you no longer own the property, you must execute an affidavit stating that you no longer own the property and stating the name and last known address of the person who acquired the property from you. The affidavit must be delivered in person or by certified mail, return receipt requested, to this office no later than the 20<sup>th</sup> day after the date you receive this notice. If you do not send the affidavit, it will be presumed that you own the property described in this notice, even if you do not.

Mr. Thomas Maguire, Building Permits and Inspections, presented the case to Council Members and gave the department's recommendation(s). He added that the Department had received telephone calls from the property owners; however, no action had been taken.

Motion made by Representative Rojas, seconded by Representative Cushing and unanimously carried to approve the above Resolution.

.....  
**ADDITION TO THE AGENDA**

\*Motion made, seconded and unanimously carried to allocate \$500.00 from District 3 Discretionary Funds to the El Paso Public Library for the "Dia De Los Niños/Dia De Los Libros" event which will be held on April 24, 2004.

.....  
\*Motion made, seconded and unanimously carried to postpone one (1) week the following executive session item: William McGrath, 03-C-255 (551.071)

.....  
\*Motion made, seconded and unanimously carried to postpone one (1) week the following executive session item: Jesus Luna, 03-C-123 (551.071)

.....  
\*Motion made, seconded and unanimously carried to postpone one (1) week the following executive session item: Esperanza Lopez, 03-C-257 (551.071)

.....  
Motion made by Representative Cushing, seconded by Representative Cobos and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 3:04 p.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.076 to discuss any of the following:

- |                 |  |
|-----------------|--|
| Section 551.071 | CONSULTATION WITH ATTORNEY               |
| Section 551.072 | DELIBERATION REGARDING REAL PROPERTY     |
| Section 551.073 | DELIBERATION REGARDING PROSPECTIVE GIFTS |
| Section 551.074 | PERSONNEL MATTERS                        |
| Section 551.076 | DELIBERATION REGARDING SECURITY DEVICES  |

- A.** Consultation with bond counsel regarding language contained within the 2004 Bond Election Ordinance. (551.071)
- B.** Introduction of an Ordinance of the City Council of the City of El Paso, Texas, calling a Special Election to be held on May 15, 2004 for the qualified electors in Representative District VI for the submission of the question of the recall and removal of District Representative Paul Escobar from office, making provisions for the conduct of the election and other provisions incident and related to the purpose of this ordinance. (551.071)


Motion made by Representative Cook, seconded by Representative Power and unanimously carried to adjourn the Executive Session at 10:07 a.m. and reconvene the meeting of the City Council, during which time motions were made as follows:

.....  
No action was taken on the following executive session item: Consultation with bond counsel regarding language contained within the 2004 Bond Election Ordinance. (551.071)

.....  
Motion made by Representative Cushing, seconded by Representative Austin and unanimously carried to take no action on the item posted for the Introduction of an Ordinance of the City Council of the City of El Paso, Texas, calling a Special Election to be held on May 15, 2004 for the qualified electors in Representative District VI for the submission of the question of the recall and removal of District Representative Paul Escobar from office, making provisions for the conduct of the election and other provisions incident and related to the purpose of this ordinance.

Motion made by Representative Cobos, seconded by Representative Power and unanimously carried to adjourn this meeting at 3:28 p.m.

APPROVED AS TO CONTENT:

  
Richarda Duffy Momsen, City Clerk